(Thursday, 05 October 2023)
(10.29 a.m.)
MRS JUSTICE COLLINS RICE: Good morning, everyone. I gather that we were, after all, able to offer the defendant's father a live link, but that he has decided he would prefer to continue.
MS EVANS: He is going to persevere but thank you very much for facilitating that.
MRS JUSTICE COLLINS RICE: Well, that is all right. If there is anything we can do to help make his attendance here more comfortable --
MS EVANS: Yes.
MRS JUSTICE COLLINS RICE: -- please just ask and we will do our best.
MS EVANS: I am grateful. Thank you.
NINA POWER
Cross-examination by MS EVANS
(Continued)
Q. Ms Power, good morning.
A. Good morning.
Q. Yesterday, more or less, I think, where we left off, you said - and this is for those people who have transcripts; it is page 212 of

yesterday's line five.
A. Sorry, can you give me a sec to get the folder.
Q. Sorry, no, you haven't got that.
A. Oh, sorry.
Q. That is a reference for the lawyers and the judge of the transcript from yesterday, which I am going to read to you. I was asking you about Mr Keller. Do you remember?
A. Mm-hmm.
Q. And about RealTruthLamp, the Twitter account. And you said, "I certainly wasn't interacting with RealTruthLamp". Do you remember saying that?
A. I meant in, as in, like - offline, off Twitter, if you see what I mean. Like, I had emailed Daniel Keller the email I had sent to Shia LaBeouf, but I didn't know at that point that Daniel Keller was RealTruthLamp.
Q. I just want to go back to what you said. You certainly said you did not know Mr Keller.
A. Yes.
Q. And you also said, and I suggest this was about your interactions with his account, not

him in person. So, RealTruthLamp, you said - I had asked you if accepted that Mr Keller was RealTruthLamp, and you said, "Well, I think so. I don't know for sure --
A. Mm-hmm.
Q. -- I mean, I certainly wasn't interacting with RealTruthLamp. I certainly wasn't coordinating anything. I did forward the email that I mentioned earlier to Shia LaBeouf, where I said, "Let's have a party", to Daniel Keller, but not because he was the author of this account". So, that is the context.
A. Yeah, so, what I'm saying is, I wasn't coordinating with anybody, right, either this Twitter account or Daniel Keller. The only reason I got in touch with Daniel Keller, actually, is because he was also being targeted. I didn't know Daniel Keller before any of this. I didn't know Deanna Havas actually, either and I have still never met her. Basically, you know, we could see all these people being accused of the same things that we were then being accused of and we were like, "What's going on?", you know. So, I

contacted Daniel Keller to say, like, "What's going on?", you know, at a certain point, but I never knew him before.
Q. Can I just take you to some examples of your interactions with his account, which is what I was asking you about. If you take up bundle 3, please, tab 51. It is page 2064. I am just going to show you a handful of examples of your interaction --
A. Mm-hmm.
Q. -- through gorsedd, obviously with RealTruthLamp. This is one, 16 February, and Mr Keller, i.e., RealTruthLamp is replying to you. You are talking about Mr Turner in the top one, correct? "He needs a friend --
A. Yes.
Q. -- not Shia", and then it ends with RealTruthLamp saying, "but of course, he's also setting back the fight against antisemitism more than all of his (((persecutors))) combined". And do you see the brackets around, "persecutors"?
A. Yes.
Q. Which is a symbol for what?

A. Well, for being Jewish, and Daniel Keller is Jewish, as is Daniel Miller. So, a lot - around this time on Twitter, a lot of Jewish people were reclaiming the parentheses, right - to say, "He doesn't have any power over us". And I think what Daniel Keller, as TruthLamp is saying, is that basically, by making false accusations of antisemitism, especially and including against Jewish people, that Mr Turner is setting back the fight against antisemitism, because he's making a claim that exists where it doesn't and is obscuring the fight against where it really is happening. And Daniel Keller has already been accused of being an antisemite at this point, to the Athens Biennale and Mr Turner has accused - has tried to get him deplatformed. And the Biennale refused because they said, there is no antisemitism here. That's why he's using those brackets because he is saying, persecuted - some of those supposed persecutors, are themselves Jewish.

Q. Yes, I see. Could you take up bundle 2 please, tab 42. It is page 1320. This is 8

March 2019.

A. Mm-hmm.

Q. It is another example, but this time it is an engagement, in the sense that you have liked the tweet from RealTruthLamp, agreed - and again, you are talking, it would seem, about Turner - Luke, there is a reference to Luke. And then on the next page, 1321, 9 March. Again, this is one that you like, but you are actually named in this one. You are actually named in this tweet from Mr Keller. I am assuming that is you. It says, "They've been gearing up to attack Nina". So, how does he know that Nina Power exists?

A. Well, this is from 9 March 2019, right. At this point I've been under attack and had various defamatory statements made about me by Mr Turner and his associates, right? So, he's saying, "They've been gearing up to attack Nina as soon as they realized she'd 'gone rogue' and stayed friends with DC". That is exactly what happened.

Q. So, he knew who you were?

A. Yes, I mean - he knows who I am because I am quite a public figure. And I am

also writing in public and speaking and, you know, I am an art critic. You know, he knows who I am. I don't know him personally.

Q. He knew you were behind the gorsedd account?

A. Well, I don't know, to be honest. I don't know actually. You would have to ask him.

Q. Could you go forward please to 1326. This is a week later, 15 March. It is another like by you of --

A. Mm-hmm.

Q. -- Mr Keller's tweeting offensively about Mr Turner, I would suggest, do you see that one?

A. Mm.

Q. -- and that is you, is it not, gorsedd is in the likes? It is very feint at the bottom.

A. Yes.

Q. Then in the same tab, 1332, just a bit further on. 23 March, Mr Keller in his RealTruthLamp persona, tweets at the top, "How have people not figured out that Luke has being playing the same hyperventilating victim routine for at least 6 years". You will

remember we looked at this one yesterday. What we did not see yesterday was your reply, which is below, and that is what you said in reply, is it not, "Love the way the Director of a multimillion pound textile company notes that 'the sites founders have backgrounds in fashion and banking(!)'".

A. Mm-hmm.

Q. What did you mean by putting, "banking(!)", just out of interest?

A. Well, it's like saying, so, as far as I understand it, Luke is the director of this company, called Turner Bianca or something like that, or Bianca Turner or something. And Daniel Keller on his main account had said, "Oh look, I've found this out", like, he looked it up. And you know, there was something kind of hypocritical about the way in which this man, who presumably doesn't have to work for a living was actually stopping people who have to earn a living, like me, from working, you know. And actually, losing people work and attacking them for not having the right position on his own vision of the world. So, at this point I

am upset that this person who, I think, doesn't have to work for a living is attacking people who do. And I think that there is something kind of hypocritical about it and I am saying, like - I don't know. I don't quite understand it. "Love the way the Director of a multimillion pound textile company notes that 'the sites founders have backgrounds in fashion and banking(!)'". Well, there is something kind of, you know - exploitative about the way in which textile companies tend to work. And there have been lots of stories in the news about Bangladeshi factories and the kind of - the way in which third world practices had been used in the textile industry. And, you know, I thought that there was something, maybe wrong with this, someone posing as this great social justice warrior, basically.

Q. It was the banking I asked you about because there is a well-known antisemitic trope about Jewish people and banking and taking - governing the global banking system, is there not?

A. Well, as far as I know, but that isn't what

I mean. I don't think that Mr Turner is a banker, and I don't think that all Jewish people are bankers or rich or anything like that. I don't even really know that Luke's Jewish, to be honest. It's not obvious from his work. He doesn't make work about Judaism, as far as I understand it. You know, it doesn't matter to me at all. It's like, it's simply saying, people who are rich are having a go at people who have to work for a living and there is something kind of, you know, despicable about that, trying to stop people from earning a living, basically.

Q. Could you look at the next page, 1333, the page opposite. It is the same day, and it is another couple of replies from you, showing your interaction with Mr Keller's account. And I see that in the second one, you say, "At some point there will be a big reveal, and it'll turn out Luke T is reenacting on some grand scale, and for 'art' reasons, the episode of Hancock's Half-Hour where it turns out Tony has been writing poison pen letters to himself in his sleep". What you mean there, is it not, is that Mr Turner is a

fake and that everything he has been saying up until this point about the antisemitism he has experienced is just some sort of art project, that he is going to suddenly reveal was not true.

A. No, I mean, I think the episode of Hancock's Half-Hour that I am referring to is very funny by the way. Tony Hancock receives all these hate messages in the mail, like letters, probably in green ink. And then in the final scene, it turns out that he has been writing them to himself, in his sleep. And that this is some kind of like, humiliation ritual or some form of self-hatred. And it is a very funny episode psychologically.

Q. How does that apply to Mr Tuner's situation?

A. Right, so, I think, one of the things that's going on here is a kind of disbelief, right, that this person is running around, making these claims. And I can totally understand, by the way, Daniel's response yesterday, when Mr Turner is claiming that Daniel has written an article about euthanising disabled people. And he writes, LMAO because there is

something so profoundly absurd, as well as being painful, upsetting, about being accused of things that you haven't done and you don't believe and you've not part of, like a violet antisemitic harassment campaign, which is what we are being accused of. And we are trying to understand why this person is doing it, right. So, this is an attempt, in a sort of ironic way to try to like, come up with a psychological explanation, right, as to why this person is behaving in such a self-destructive manner, that he is accusing named individuals and actually attacking them, ruining their careers, attempting to lose them work, to ostracise them and to defame them by accusing them of things they haven't done. And we are trying to work out what on earth is going on. You know, I don't think it's an art project. I mean, I sort of wish it had been, you know. I think - I don't know what it is, but it's just damaging and awful what he did.

Q. Could you go forward to 1350 please. This is an extract from Facebook --

A. Mm-hmm.

Q. - of 9 May 2019 and posts that you had put up. And it is the second one that I am interested in asking you about. So, you say - once again, this seems to be a conversation going on by people about Mr Turner. You say at the top, "Luke has accused multiple people and institutions of antisemitism without proof. Why is he doing that?", sort of what you just said.
A. Yes.
Q. Then you say, "Many of the people he's accused are themselves Jewish (of course one can be Jewish and anti-semitic, but none of these people have been). He conflates criticism of his work and upset at his attempts to shut people down and lose them work with 'antisemitism'. Check out", and then you have put links to two Twitter accounts.
A. Mm-hmm.
Q. RealTruthLamp, Mr Keller and EmpireofTheatre, "For documentation of Luke's actions. He is using repeated claims of antisemitism, fascism, transphobia etc to get individuals and institutions closed down

because he feels personally slighted by any criticism".
A. Correct.
Q. And there is the link below to RealTruthLamp. Which documentation were you referring to there, that you said showed that Mr Turner's claims were false?
A. Well, I agree with what I said here, and this is 2019. I am linking to these Twitter accounts because they've been documenting various things. I don't know, necessarily, who they are. I just think what they are showing with the documentation is accurate, right, and this is my impression too. I can't remember the specific documentation. I know that RealTruthLamp was documenting not only, sort of, Luke's relationship to the company directorship, but also, various previous interviews we have already seen, the Athens Biennale attack, where the Athens Biennale said, "No, there is no antisemitism here." You know, he was getting people deplatformed and you know, creating this atmosphere of fear and suspicion around people by making these false claims. You

know, because people back off you when they think that there's something, you know, even if they don't think it's true. So, I am just saying, look, if you want to look at, like, evidence for Luke's behaviour, look at these Twitter accounts. I am not saying I wrote them, or I know them. I am just saying, look, there's documents here.
Q. If you go back to 1341 in the same tab, this is another like by you of Mr Keller's real --
A. Sorry, remind me of the page.
Q. Sorry, it is 1341, in the same tab. It is just a few days earlier than the Facebook page we were just looking at.
A. Yeah.
Q. You liked this tweet by RealTruthLamp which said, "We should all rejoice that Sir Sweatshop hasn't managed to successfully cancel ANYONE". Why did you like that?
A. Because the link is to Anna Khachiyan, who is a quite famous podcast host, on the left. She has a podcast called Red Scare. And Mr Turner got her account suspended or cancelled, I think and RealTruthLamp is

saying, it hasn't worked, you know, despite this ongoing attempt to cancel anyone who Mr Turner decides he's going go for and harass and obsessively attack and defame.
Q. And who is Sir Sweatshop?
A. Well, it's a reference, I would imagine - well, it's to Mr Turner as the director of a textile company.
Q. Now, yesterday, as I touched on at the start this morning as well, when you gave evidence, I showed you the paragraph in your original, well, your current reply at 8.6. Where you have denied knowing who the identity of the RealTruthLamp account was or belonged to. Do you remember that?
A. Mm-hmm.
Q. And then after I showed you that, because Mr Miller had let slip in his evidence that Mr Keller was the person behind this account, you admitted, and I suggest you were forced to admit it, you said, "I think at some point", that you probably did know it was Mr Keller, but you said, " I didn't know it was Daniel Keller at the time" --
A. I mean, yeah --

Q. When you served your latest, amended reply, which was in June this year, you maintained that denial in paragraph 8.6, that you did not know who was behind the account.
A. Mm-hmm.
Q. So, when did you learn that Mr Keller was behind this account?
A. I mean, actually, to be honest, I still don't officially know. I've never asked Daniel Keller. He's never said, "This was my account." I just saw someone was posting documents and links and making claims. I mean, I assume it's Mr Keller, but you'd have to ask him. It would sort of make sense --
Q. Well, he's not a witness in this case.
A. Huh?
Q. He is not a witness in this case, so, I cannot. I am asking you.
A. Okay, well, I am saying that's the extent of my knowledge. You know, I assume it's him, but I don't know. I've never asked him.
Q. Because I am going to suggest to you that, far from not interacting and

coordinating with RealTruthLamp and Mr Keller and not knowing that Mr Keller was behind it, that you and Mr Miller were, indeed, coordinating your attacks on Mr Turner, including with Mr Keller, correct?
A. Absolutely not. There was no coordination whatsoever. I mean, if RealTruthLamp is Daniel Keller, he has his own reasons for being very upset with Mr Turner, who has just tried to get him no-platformed from a very prestigious Art Biennale, repeatedly and publicly. And you know, accused him of being an antisemite when he's a Jewish socialist. So, I mean, Mr Keller has his own reasons. What we were noticing, I think, is a pattern in Mr Turner's behaviour, but I never coordinated with Mr Keller or anyone. You know, nor with Daniel Miller, as you can see from our 200 pages of messages where we barely mention Mr Turner at all.
Q. Could you take up bundle 6 please. It is tab 236, page 4779.
A. Mm-hmm.
Q. Now, this is an email exchange that you

had. This has been disclosed by Mr Turner, not by you. It is an exchange from April 2019 where you, at the bottom, contact Shia LaBeouf, who is obviously, one of Mr Turner's members of the trio. And you can read what it says, going over onto the next page, but you are basically asking him about what he thinks about what Mr Turner is doing by calling everybody out.
A. Calling everybody out? Calling everyone a fascist and antisemite, you mean?
Q. And his response to you at 7.44 is, "You are trash".
A. Yes.
Q. And you answer, "I am trash?", then he repeats it and then you say, "Care to elaborate? You're not giving me much to go on here", and he says various things, including, "You are a fascist". Now, is that the email that you forwarded to Mr Keller?
A. Yes. I mean, actually, what Shia LaBeouf says in response is, "You fuck third positionists. You defend them. You are them", which is kind of obscene.
Q. Why did you forward that to Mr Keller?

A. Because I thought he'd find it was interesting, you know, because Daniel Keller, had been under extreme attack as well and --
Q. You didn't know Mr Keller, you told us yesterday.
A. No, but we contacted him after we saw that he was being attacked, or I did, you know, and I said, "what's going on".
Q. When was that, that you contacted him?
A. I don't remember. It would have been after we started getting attacked.
Q. Where is the email from you to Mr Keller?
A. I don't know.
Q. Well, you have not disclosed it.
A. Okay, well, I don't remember where it is. It probably was on my work account or something like that, but I don't have that any more.
Q. Did you not search your work account for --
A. -- no, no. I don't have it any more. When you leave work, you don't have access to your email account anymore.
Q. Did you search all your email accounts

for the purposes of this action?
A. Yes, of course.
Q. And you found nothing that was relevant?
A. Yeah, I mean, as I said, I had a Roehampton work, academic email account. Which no longer exists because I left my employment. I wasn't fired as the defendant claims. Which is also defamatory, by the way.
Q. Your solicitor's letter of - I do not think we need to turn it up, but 5 June 2023 on the issue of disclosure.
A. Mm-hmm.
Q. It is tab 38 of bundle 1, page 730. They were responding to my solicitors' questions about the fact that you and Mr Miller had disclosed nothing of any relevance, or more precisely, nothing at all, about your communications with most of the key characters in this case. And in relation to Mr Keller, the response to, "Where is the disclosure?" was simply, "Our clients have nothing to disclose."
A. Yeah, I mean, I think - I remember now because we were actually in touch with the

other legal team and they were in touch, I think, with Daniel Keller. And it was protected by whatever - legal something.
MRS JUSTICE COLLINS RICE: Privilege.
A. Privilege. That's right, because we were wondering if they wanted to bring a case as well because they'd been --
MRS JUSTICE COLLINS RICE: I should warn you that legal privilege means, that you need not discuss or disclose the internal working of your legal team. If you do, however, you may be asked further questions about it. So --
A. Okay, thanks, your Lady - my Lady.
MS EVANS: And I will just be clear, I am not trying to get you to give answers which are privileged, but what I want to know though, is when you were sitting down with your solicitors to do your disclosure exercise, they would have told you that you had to also record things which you once had in your control --
A. Mm-hmm.
Q. -- in your possession, but no longer, if they were relevant. And this email and all

your other communications with the various characters, including Mr Miller, were not listed, were they?
A. Well, we disclosed everything that we had.
Q. You did not list the existence of communications with people that you no longer have, such to this email.
A. Well, I don't know where it is. I mean, I had no - you know, extremely little contact with Daniel Keller. I forwarded this one email. I don't remember when. It must have been around this time. I was not coordinating with Daniel Keller; I don't know Daniel Keller. We contacted him because he was also being accused of being a violent antisemite and all of these things, which was having a deleterious effect on his life and career.
MRS JUSTICE COLLINS RICE: Mr Walker, I see you are on your feet.
MR WALKER: There is a point, there are two points, and it is going to be more efficiently dealt with by my junior, Ms Grossman, but it concerns the questions that

are being put to the second claimant regarding page 4777. Perhaps, my Lady, could look at that whilst Ms Grossman addresses you.
MS GROSSMAN: Yes, there are two points, and I am sorry to interject now, but we do think it is important. The first is that the email to Mr Keller, which is not in the bundle, to which Ms Evans referred, has not been disclosed for reasons of legal privilege. We do not expect Ms Power to remember that under the pressure of the witness-box and without the disclosure list in front of her, but we do feel it is something appropriate to raise at this point. The second is that the email to Shia LaBeouf was, we understand, disclosed by the claimant's legal team. The email at page 4777, has the name, Tallha Abdulrazaq at the top. That is a paralegal, sitting behind me from Patron Law, who is in the claimant's legal team.
MRS JUSTICE COLLINS RICE: Thank you for that clarification.
MS EVANS: Still sticking with RealTruthLamp, to Mr Keller, were you

aware that he had sent tweets to Mr Turner, repeatedly between February and October 2019?
A. Well, I doubt I would have seen all of them, to be honest.
Q. No, I am not expecting you would have seen all of them, but were you aware that he sent many tweets to Mr Turner?
A. Well, sure. I don't know if they were directed at him. He was certainly talking about what he'd found out about Mr Turner. I imagine he was very upset about how things were going.
Q. If I told you there were 166 from him, directed at Mr Turner, would you be surprised, or not?
A. Not really. I mean, Twitter's strange in that way. Like, that sounds like a slightly high number, but actually if you are, sort of, in a conversation or if you are interacting, it's sort of not. You can write like, I don't know, 20 tweets in 10 minutes, for example.
Q. Most of your tweets, which you sent to Mr Turner, were from February 2019, were they not, as well?

A. Mm-hmm. If you say so.
Q. Could we have another look at another document in bundle 6 please. It is at tab 186.
MRS JUSTICE COLLINS RICE: I am sorry, which bundle?
MS EVANS: 6, it is the one, I think, that you have still got.
MRS JUSTICE COLLINS RICE: Yes, yes, 186, did you say?
MS EVANS: Yes. It is page 4481.
A. Mm-hmm.
Q. Now, this is a document that was disclosed by your side, in the supplemental disclosure, in May, I think. It is an email chain and I only want to refer to the first one, involving a group of you in December 2018. And it is you, Mr Miller, Mr Keller and Ms Havas. You see that?
A. Yeah.
Q. And the email which I want to ask about is this one on this page, which is from Mr Miller to you and copied to the other two. Do you see that?
A. The first one?
Q. Yes, the one at 6.36 pm.

A. Yeah.
Q. Now, what he says here and just to put context, this whole chain is about Mr Turner. You are discussing Mr Turner.
A. Yeah, as I mentioned before, we contacted them. I didn't remember when it was but Daniel started this chain because we were, like, "What's going on?"
Q. And he says in the first paragraph, "Ultimately, what we are dealing with is a pitiable, mentally ill individual - many such cases! The real enemy, in my opinion, and also the opportunity here is the system that empowers them as represented, for instance, by Martha Kuzma at Yale claiming that she was "deeply disturbed" to discover that Deanna lectured at Yale." Now, I am going to drop down two paragraphs. He says, "This, I believe, is essentially the contemporary system of power which is to say in the first place a system that is deeply morally corrupt and for that reason extraordinarily vulnerable to people operating on the basis of principles but only on that basis." He says, "In short, because

LT is clearly insane, he can be easily disavowed without the dynamic itself being halted. We may or may not be able to take him to court but the crucial thing is really what he represents, typologically, and that's also what we potentially can win from this. On a more personal level, we also defeat him in the first place psychologically by ceasing to take him seriously as an agent and instead starting to regard him as a symptom." And on the next page it carries on: "As I said a few e-mails ago, someone, at some point, has to provide a more serious form of resistance, in the form of an offensive, as opposed to a defensive front, and they will; otherwise this dynamic will continue to escalate, and isolated individuals will continue to be marginalized one by one." And then he says: "The more intelligent and courageous path consists in adopting a truly revolutionary attitude, and attacking the system as a whole, J'accuse style, and establishing a position of counter-power. What has to be rejected is the institutional normalization of the no-platforming,

repressive politics being practised in the name of antifascism by various sociopaths, of which Luke Turner is an excellent example". Now, I suggest to you as a recipient of that email and a member of that group, that far from not being involved in a campaign of harassment against Mr Turner, here is the evidence that it was not just you and Mr Miller but it was some of the others operating the Twitter accounts and that Mr Miller was the instigator of what he effectively calls a form of resistance but in an offensive way, and it is a form of offensive resistance where Mr Turner, I suggest to you, is effectively the victim. That is what is going on, is it not?
A. Yeah, well, you'll have to ask Daniel about his statement but I broadly agree. I wouldn't put it quite like this. I mean, at this point we've already been attacked repeatedly and accused of being violent antisemites, fascists, neo-Nazi and so on, and in the art world, like, it's a kind of small world, ultimately, and these kind of - they're like magic spells. You basically, like, contaminate somebody. You create a kind of

air of, you know, distress and kind of horror, people kind of back away from you. You start to lose work as a result of these things, which is exactly what happened to me over and over again and actually after this, many more attacks were launched against me including anonymous open letters, emails to my publisher, which were extremely defamatory and so on. And I think there is sort of two sides at least to this, one of which is this individual kind of behaviour or even in a sort of collective where you are taking somebody's name. You're taking their reputation, you're taking their life and their ability to make money and you are trying to destroy it for reasons that - I don't know, vindictive reasons, reasons of envy, personal problems, whatever, I don't know. You're dressing it up in this political language. Like, some of these words work in this particular context in the society we live in. If you call somebody a fascist, a neo-Nazi, an antisemite, these are really powerful terms and they have, like, a profound effect on the way in which people understand you and I

would say that Mr Turner knew that and he understood very well how to play this kind of horrible game and I think this is what Mr Miller is trying to describe, that he is using the system, basically, to take down people that he, for whatever reason doesn't like, in this vindictive and, you know, damaging, destructive way.
Q. After this email, which is in December, we know that certainly within a month or so you begin to send many more tweets to Mr Turner than you had been before, as we have established from certainly 2019 -
A. I wouldn't say many more. Can I just remind you that I deleted these tweets after a day? They only exist because he screenshot them. Had he just let it go, like, none of this would be happening. He kept them, I don't know why. If I had a fight with someone and we part on bad terms, you know, you just forget about it. Like, why would you keep the tweets, you know? It's crazy.
Q. And in addition to you escalating the tweets from February, Mr Keller did as well and your counsel team can go to the

documents if they wish to challenge that, but that will be our submissions for numbers of documents. And so I suggest to you that in combination, what we have here is we have you and Mr Miller trying to cover up your connection to Mr Keller but it slipped out and in connection to the sock account Real Truth Lamp, and what we have also is evidence that Ms Havas was part of the group too and that you were altogether orchestrating your campaign against Mr Turner instigated by Mr Miller. So, I suggest to you that far from Mr Turner being paranoid about a conspiracy against him, which is what you say in some of your tweets, he was right, was he not, to be concerned about that?
A. No, absolutely not. The order of events is that Luke systematically attacks individual artists, many of them Jewish, many of whom know each other, by the way. We then eventually get together in this email because we're all suffering from the same kind of harassment and attacks and defamation by the same person. We are no group, no

conspiracy. We are people who have suffered the same kind of harassment and defamation from the same person instigated by him, not by us. We don't even know each other.
Q. You and the others on that email group were all effectively told by Mr Miller to defeat Mr Turner psychologically -
A. No.
Q. - and that's what you began and tried to do.
A. He's saying to protect ourselves, you know, to try to understand because it's unbelievably horrific to be attacked like this and to be defamed and to lose work and friends and connections and everything. He's talking about self-defence, actually.
Q. Can we go back to bundle 2, please? You can put bundle 6 away. Could you please take up tab 41? Now, I want to go back to looking at a few more of your tweets in the latter part of 2018 and mostly 2019, which were directed at Mr Turner, and remember yesterday I said that I had broken them into themes. We were looking at ones yesterday

which I suggested have a theme of you accusing him of being a liar.
A. Mm.
Q. And now I want to look at a few as a sample because there are many more, of you adopting Mr Miller's inherited wealth line, if you like.
A. I think it was Daniel Keller who found out about that or whatever. It wasn't Mr Miller.
Q. Well, I know that is what you say. You said that yesterday. I want to just go to look at what you have said.
A. Mm.
Q. So, if you go to 1066, do you have that - 20 November 2018? This is you replying directly -
A. Sorry, 1066?
Q. 1066. Oh, sorry, it is the wrong tab number. It is tab 41, I think.
A. 1066 is not me.
Q. No, sorry. Sorry, one moment while I just find the right reference. I am sorry about that. I had the wrong digit. 1266 in tab 42. So, this should say 20 November 2018 at the

top.
A. Mm-hmm.
Q. It starts with Mr Turner.
A. Yes. Sorry, I apologise.
Q. And it then is followed up with a reply from you at Gorsedd where you say, as you have been saying in some of the other tweets, "You are a liar. No one has threatened you. You're suffering from serious paranoia" - it is all the usual - and then this: "and guilt induced by your inherited wealth". Now, could you have a quick look - I hope I have the right number - 1077 in the previous tab, 41. Do you have that? Do you have 1077?
A. Yes.
Q. Now, in the middle of that page we have Mr Turner, and this is one of the tweets that is sued on by Mr Miller - Mr Turner saying to the previous tweeter, Sean Moran, "Very kind of you to spread this dog-whistle lie." Now, the dog-whistle lie is a reference to what Mr Moran has said about inheriting $49 million. Do you see that?
A. Sure.
Q. And the reference I have just taken you to

where you refer to "guilt induced by your inherited wealth" is a reference to the same point, is it not? It is the dog-whistle lie about Mr Miller being wealthy.
A. No, but let me just explain my - sorry, my Lady. I apologise for that. it was simply being reminded of the claim that Mr Turner makes on the first tweet that the lady over there made, which is, you know, "This is why we must take violent threats on this extremely seriously like those made by DC Miller", because Daniel didn't make any violent threats and the point here is, you know, on the second sort of reference that you bring up - I don't know who Sean Moran is. I don't know about $49 million. I don't know about the exact money involved. I don't think that Daniel Miller started any dog-whistle lie. I mean, if Mr Turner has money or is rich, then that is a fact. I don't see how a fact can be a dog-whistle if it's true. If you look on Companies House - I looked it up after Daniel Keller or whoever or somebody posted something about it and he is listed as a director of some company

that makes loads of money. I don't know. I mean, that seems to be a fact. I don't see how it can be a dog-whistle if it's true.
Q. You said, "Mr Keller or whoever started it". If you are in - well, you are in bundle 2 - in tab 40, could you go to 942, please? This is 27 October 2018, or should be.
A. Mm-hmm.
Q. This is a reply by Mr Miller using the Twitter handle you can see there to BasedBrooklyn. We looked at this with Mr Miller. This is the start, I put to Mr Miller - he denied it - and I put it to you - this is the start of the point or trope about Mr Turner's wealth. This is not Mr Keller. Do you accept that?
A. No, I don't. I, in my memory I saw Daniel Keller not Daniel Miller saying - it was like a cut and paste of an image of Companies House or some, I don't know, financial stocks and shares thing or something, saying, "This is what Mr Turner is part of" or something like that. I never heard it from Daniel Miller, you know, and I don't know the details of it. I don't, you

know -
Q. No, no, you do not. That is the whole point, so you are just repeating it and I suggest that that is because you were encouraged to do that by Mr Miller ultimately.
A. No, not at all. I mean, this isn't me, the tweet you are just talking about. I didn't write that.
Q. No, but you picked it up later, as we have just seen. You repeatedly then say it throughout the rest of the period that we're interested in but you have not explained what is relevant about Mr Turner's wealth.
A. Well, I think it's hypocritical if somebody doesn't have to work for a living to then attack people who do and to make their lives extremely difficult. It's a horrible thing to do. You know, it's like someone doesn't understand that other people have to, like, make money and, you know, meanwhile he's, like, attacking them and making it impossible for them to work. You know, that seems like a really awful thing to do and an act of privilege really, you know, like this is

what a sort of - I don't know, like somebody very cruel would do.
Q. Would you go to tab 42, 1268. This is 23 December 2018. You may remember that to put this in its context, by 23 December Mr Turner has been the subject of Benjamin Bratton's article, which was, if you like, a pastiche of Mr Turner's situation, which Mr Turner was very upset about. That explains Mr Turner's tweet at the top there, you see?
A. (no reply)
Q. And you reply to that, and you repeat what you suggest is your theory about his guilt of wealth below and that was a reply to him, was it not, so it was directed back at him?
A. Well, Mr Turner says that someone is approving of a post referring to him as a terrorist made by an account linked to DC Miller, "the fascist Evola fan", whatever, blah, blah, blah, "investigated by the Met Police for making death threats". Okay, again this is extremely defamatory towards my dear friend and honestly, I am trying to work out what is going on and at this point I

really do think that Luke is suffering from some kind of paranoia and he is obviously very touchy about his wealth or whatever and, you know, it seemed to me that it would be more psychologically healthy for him to sort of deal with it and, you know. I mean, I know it's difficult for people when they have inherited money sometimes to come to terms with it, you know, because it puts you in a weird state of mind and a weird position viz-a-viz most people in society, you know. So, I'm saying, you know, "You're sadly still stuck in a paranoid delusional spiral of repeated lies brought on by the guilt of wealth and the (diminishing) social rewards of playing the victim", you know. And I think maybe I suppose I am trying to work out what's going on. I'm saying, you know, "Perhaps you, as a way of compensating for guilt, you're sort of saying, 'Well no, I can't be privileged because actually I'm being attacked', you know." By the way, I don't think Benjamin Bratton's article is an attack on Mr Turner. Of course, it can be interpreted this way. I think if you make

public work, you know, art criticism exists for a reason and I think that's how it is. If you put work out into the public sphere it doesn't mean that you should be defamed. You know, I think that freedom of expression and defamation are two very different things.
Q. You keep saying that what you are trying to do when you send these tweets is convey the sense that you were trying to work out what Mr Turner was doing.
A. Yes.
Q. But by 23 December we have already seen that email of 5 December between your group where Mr Miller instructs you all to defeat Mr Turner psychologically so what was there to work out?
A. No, again it's not about defeating anybody in that way. It's like trying to understand both the kind of structure - in this case the artworld, you know, which is a very fragile and strange place that depends upon reputation and you know - we are all coming under attack and being accused using these kind of black magic words designed explicitly to put people off working with us,

in some cases very successfully, because it creates this atmosphere of fear and, you know, negative association. You're not supposed to speak to that person, and so on - a really horrible experience. And, you know, on some level - how can I put this - I feel sorry for, I don't know, that part of Mr Turner who feels that he has to do this to other people, you know, and to use people's real names and real lives and real careers, but it's right, you know, and this is why we're here. And I think we were all trying to like work out how to cope with it because it's horrible.
Q. If you stay in tab 42, could you go to 1291, please? This is 16 February 2019. This is at the start of the period, I suggest, where you are ramping up your tweetings to and against Mr Turner. There are five in nine minutes on this day and I think again to set the context, I can explain off the penultimate tweet from you what this is about. So, you say at the 11 minute one, "What gallery will work with him now? On some level he knows he's not ok - he's taken to pre-

emptively 'pulling out' of events by faking harassment rather than addressing any criticism of his work or indeed his state of mind." Now, what you are talking about there, is it not, given the date, is you are talking about the cancellation of the Robert Grunenberg talk that Mr Turner was due to have taken part in?
A. Mm-hmm.
Q. Correct?
A. Yes.
Q. And you are accusing Mr Turner there of having faked the fact that it had to be cancelled due to threats by far-right individuals.
A. Yes, because Daniel Keller had posted something about that not being true. Daniel Keller had emailed and said he wanted to attend or something like this, and then the organisers - I don't know; something happened. Maybe they let Mr Turner know or something like that, and basically, Daniel Keller was saying there was no far-right attack; there was no, you know, harassment; this was, you know, kind of made up. Like,

this is all said in the context, by the way, of my talks and everything I tried to do ever since this horrible interaction which I immediately deleted, being attacked, the organisers being emailed, people protesting me, organisers paying for security guards to protect me and so on and so forth, right? So, at this point I'm extremely, extremely upset and all throughout this period, every project I tried to do there were open - anonymous, open letters clearly related to the defendant. There were emails to organisers. There were people pulling out because they didn't want anything to do with me because they were so afraid. So, that's the context in which I'm saying this.
Q. Why were you relying on information from Mr Keller, apparently, about what had happened to Mr Turner and the Grunenberg cancellation?
A. Because I had no reason not to trust him and it seemed like everything Daniel Keller was saying about his experience of the Athens Biennale, for example, where Mr Turner had tried repeatedly, and we see it in

the disclosure, to get Daniel Keller pulled on the basis that Mr Keller was apparently supposedly antisemitic and the Athens Biennale look at everything incredibly carefully. They bend over backwards, actually, to accommodate Mr Turner's, you know, defamatory claims and they eventually say, "Look, there's no proof that Daniel Keller is antisemitic", you know, and so they don't drop him, correctly, but not for want of Mr Turner trying to ruin this person, you know. So, I trust - I trusted what Mr Keller was saying because he had sort of, you know, good reason to sort of say, "This is what's happening to me", you know. This is what he's found out. This is, you know, what was going on. It seemed accurate.

Q. Can you go to tab 41, page 112, please?

A. Sorry?

Q. 112.

A. 1102, yes?

Q. Oh, sorry, 1112.

A. Yes.

Q. This is 5 February and these are Mr Turner's tweets which state the fact that the

Grunenberg Gallery has made the decision to cancel his tour due to intimidation from the far-right. Did you see that explanation from him?

A. Yes, that's what he says. By the way, I have no contact with his gallery. I know - you know, I never contacted the gallery or anything like that if you're trying to imply that we are part of some alleged intimidation.

Q. No, if you go to 1121, it is much simpler than that.

MRS JUSTICE COLLINS RICE: 1121?

MS EVANS: 1121. It is all the ones on this one, I am afraid. This is 12 February, so this is five days after the tweet which you saw from Mr Turner announcing the cancellation and the reason for it. He then experienced, did he not, a pile-on from people, I would suggest including you and your associates, suggesting that he had made it up and it was as you have just said, and that there was no reason to believe it was true that it had been cancelled. He then at 1121 put up the letter, an email, from Mr Grunenberg explaining why it had been cancelled, which was

consistent with Mr Turner's tweet on the 5th. So, what I want to ask you is why did you not consider that Mr Turner was telling the truth?

A. Well, actually, if you look at the letter from Robert Grunenberg or whoever is speaking on behalf of him he says, "I'm even more sorry to hear that you've been subject to antisemitic and fascistic hate speech", so where is he hearing that from?

Q. Well, if you look at the first paragraph, he says: "Thank you for taking time yesterday and sharing your words on the matter of the hate comments that you and my gallery were exposed to on social media over the past days in regards to our panel discussion."

A. Right, well how could I know what his gallery had received? I obviously didn't contact his gallery. I don't know, even, this gallery. It's in Berlin.

Q. So, you are quite content to repeat someone else's theory about why something happened, Mr Keller or Mr Miller, for example, even though you yourself do not know what they're basing it on -

A. I trust -

Q. - and to ignore someone who is actually character in the account?

A. At this point my trust is with Daniel Miller and Daniel Keller and my only experience of being lied about. They were also lied about repeatedly along with the Walker Art Gallery, Deanna Havas, Benjamin Bratton and so on who were all being accused of things that they hadn't said or done and didn't believe, and didn't hold and weren't involved in. So, you know, I have no reason to trust Mr Turner's account at this point.

Q. If we go back to 1291 in tab 42, which is where I began asking you about this issue - do you have that one?

A. Mm.

Q. - as well as your accusation of fake harassment, you also threw in, did you not, again at the top in the first tweet that, "Mr Turner seems really mentally unwell, to be honest", seeing persecutors everywhere and in the second one, once again we see the textile inheritance line. Why were those in

there?
A. Well, because that was how I understood the situation. You know, I was trying to understand why an individual, you know, that I don't know was doing this, why he was spending his time going after me and many other people and even institutions and accusing them of horrific things that weren't true, why he was doing it? I was trying to sort of understand it psychologically, you know, and actually empathetically, I was trying to think: well, maybe, you know, maybe he's paranoid, maybe he's thinking that there's some sort of, you know, group, or attempt to target him specifically for reasons unknown. You know, but all people were doing was responding to his attacks on them. You know, he was the one saying unbelievably grotesque and horrible things that were like ruining people's lives, and people were trying to understand why he was doing it. So, I thought, you know, I guess at this point I thought maybe, like I said, he felt like guilty for having privilege. You know, in this sort of like contemporary Leftist

discourse, like having privilege is like a really bad thing. So, like if you're a white man, for example, you're supposed to have privilege, and, you know, I mean, it's a really silly way of seeing the world, actually, but in any case it's the kind of political understanding of the world, right? So, if you're rich you have privilege, if you're white you have privilege. You know, of course, this doesn't account for like white homeless men or anything like that, but I was trying to understand it on these terms, like in that context, if somebody had those politics or had adopted them, how would they feel about their own position, right? Like, you know, I was trying to get into that mind-set, you know, of what it might be to feel conflicted, maybe, about your own privilege.
Q. You keep saying - I am just going to leave this topic now but before I do - you keep saying as a way of explaining your role in Tweeting at Mr Turner and using all the different offensive statements that you do that you were defending yourself from his attacks on you.

A. Um hum.
Q. But none of this that we have been looking at postdates the first of his Tweets which you are suing on, they call come before it. The first Tweet you are suing on is the 10th of March 2019. So, I think one is entitled to assume that perhaps you are overstating the effect on you that you say you felt at the time of Mr Turner's Tweets?
A. No, not at all. I mean, I think at this point, you know, he is actually the one coordinating with other people, so he has these supposed kind of anti-Fascist people, I don't know, in so far as he believes this politics, but this woman called Lulu Nunn and also this guy called Andrew Osborne, and they're kind of coordinating these attacks. Bear in mind that also like Daniel Miller, who is like my best friend, is being repeatedly attacked and defamed at this point. So, I'm very, very protective of him. I can also see that Mr Turner is systematically going for everyone he doesn't like and accusing them of these defamatory claims, you know, and, like I say, I'm trying

to understand it. And I say things like this, you know, "He needs a friend, he needs a friend to gently sit with him, turn his Twitter off, after deleting all the defamatory Tweets and find him a good therapist." You know, I'm actually saying, "Look, I think there's something wrong here", you know, "He needs help." That's what I'm saying.
Q. Could you - you have got your witness statement in bundle 1 - could you take that up, please? I think it is tab 30. I am using a loose copy but it is internal page 18, paragraph 53, which is what I want to ask you about.
A. Sorry, which ...
Q. Page 452, apparently. Paragraph 53 at the top.
A. Yes.
Q. Now, in the first sentence there you say, "I briefly ran a Twitter account which humorously pretended to be the first claimant, '@degroyper' for a few months, roughly August to October 2018." You see that?
A. Yes.

Q. And you say that the first claimant had one as well, pretending to be you, "They were extremely small accounts and had nothing to do with the defendant."
A. Correct.
Q. Originally, in your solicitors' correspondence on your behalf, I think your previous solicitors, and this is the same bundle, bundle 1, tab 38 - I will just ask you before we go there: we know that you now admit that that was an account that you ran, degroyper?
A. Yes.
Q. I assume that for the entire time that you were running it, Mr Miller also knew that that was your account?
A. Yes, I mean, it was a joke because we were like, how to put it? We weren't together a lot of the time and sometimes we'd meet up and do yoga. So, there was this sort of thing where we were like pretending to be each other as these little cartoon frogs because people were making like theorist frogs and intellectual frogs and writer frogs, and we thought it would be

funny to have like a little image of each other and sort of pretend to be each other, but it wasn't for anyone else.
MRS JUSTICE COLLINS RICE: Can you explain, "Groyper" to me?
A. Yes, sorry. So, as far as I'm concerned, so they're like cartoons of a frog but then it could be anything. So, for example, if you were like, you could make one of Friedreich Hegel, the philosopher, or Nietzsche or Hannah Arendt or, you know - so, it was a - I don't know how to put it. They're sort of playful cartoon images that have a sort of, they have their little paws under their - what are feet - under their chins, and they're sort of thinking, they're like sort of, I don't know how to describe it. I mean, I don't really understand it particularly well, but, yes, we thought it would be funny to pretend to be each other as these little frogs. They weren't for, it wasn't for anyone else. It was just a sort of friendly in-joke or something like that.
MS EVANS: While we are on that point, it might be useful for you to take a look at a

document about Groyper and what it means, and I am afraid it is another bundle, it is bundle 8.
A. Sorry, bundle?
Q. 8, which is not one that I think you have had the pleasure of yet. It is bundle 8, tab 378, page 5852. This is an article on the Medium platform, which is looking at the phenomenon of Groyper, " ... as the Alt-Right's favourite cartoon toad" - you see that? And I just want to highlight two points and ask you if you agree with it. It does not seem to be controversial. It says that, "In a sign of how fractured the internet Far Right has become ..." - this is after Mr Trump's election - " ... the White Nationalists have picked up on a new cartoon frog to rival Pepe the Frog" and that is what Groyper is. And if you turn over you will see it says, "Meet Gorsedd ..." - just above the image - " ... a toad cartoon who is just like Pepe, with his hands folder under his chin, and he is naked sometimes ..." and on 5854 it says, "Groyper is used nearly exclusively on 4Chan, Twitter rival Gab and the darkest far-right parts of

Twitter. But he's become exceedingly popular in that niche, with many of the internet's worst people now styling their handles after the frog and featuring Groyper avatars." Do you accept that that was a primary use of the Groyper image on Twitter?
A. Absolutely not. This article is on Medium, which is a kind of self-publishing blog hosting site and, you know, it's not a sort of - how to put it? Official magazine or, you know, newspaper or anything like that. Like, this is someone's blog. They're obviously looking at it in negative ways but I'm saying we didn't use it in negative ways; we were using it in an affectionate, friendly way. You know, I ... that's how I understood it. And people were making theorist ones, philosopher ones, literary figure ones. You know, it was something that you could project on to. I would say it doesn't have an inherent negative meaning.
Q. Thank you. I had asked you to open up bundle 1 and I do not know if you have still got that open at tab 38, in the correspondence

clip - do you have page 647?
A. Um hum.
Q. This is a letter from your previous solicitors, dated 18th of December 2019, in response to my solicitors, and this is in the pre-litigation phase, and the parties are asking various questions in the correspondence and so forth, as is usual. If you look at paragraph numbered 1 on page 647, your solicitors on your behalf, and Mr Miller's, are responding to some questions which have been posed by my solicitors, and it says, "We are aware of the Twitter accounts that are or have been operated by Mr Miller, as referenced in our original letter. You are incorrect about the ownership of the DC Groyper Twitter account which you site on your list. That is not and never has been an account operated by Mr Miller." Now, this letter was sent on behalf of both you and Mr Miller, was it not?
A. Yes.
Q. Both as putative claimants in a claim against Mr Turner. So, you would have seen a draft of this letter before it was sent, I

would imagine?
A. Presumably. This is a long time ago. Yes.
Q. Why does that paragraph not say, "However, Miss Power did operate DC Groyper"?
A. Well, I think at this point - I mean, what it says is correct. You know, I think at this point, Mr Turner had set up this page of the archive saying, "Blah, blah, blah, blah", horrible things, and, I mean, I don't know. I think it didn't exist. I think we were trying to avoid going any further. We just wanted Mr Turner to delete his defamatory claims. I mean, yes, I probably should have said, "Oh, it was me", but it doesn't, it didn't exist. Like, we didn't have a record of any of these accounts because we didn't keep them, because that's what normal people do.
Q. I do not think you answered my question, though.
A. Yes.
Q. Let's break it up. In December 2019, you were the person who had operated the DC Groyper account, were you not?

A. Yes, for a very brief period of time, only to communicate with Daniel. It was not for any other thing.
Q. It does not matter what the reason is at the moment. But when this letter was sent in December 2019, should it not have said, given that you were one of the people instructing your solicitors to send this letter, that you did operate that account, even if Mr Miller did not?
A. Potentially, but it is true that Mr Miller ...
Q. Sorry, what do you mean, "Potentially"?
A. ... had never operated it.
MR WALKER: Could she answer the question, please?
MS EVANS: She is not answering it.
MR WALKER: Well, you need to let her answer the question.
A. Sorry, could you repeat the question?
MS EVANS: You said, "Potentially it should have said that", but why only potentially?
A. Because it wasn't important. It had, you know, it - it was like a - I had no record of the account, for a start, like no copies of it.

You know, what we didn't understand at this point, actually, was how obsessive and - I don't know how to put it - like, I didn't even known what a screenshot was at this point. The idea that someone would take deleted things and have a record of them when there had been like a disagreement, or whatever, and sort of hoard them was bizarre to me. I didn't know that Mr Turner was like spying on everything that I was doing, you know, to the extent that he would later go on to take photographs of my necklaces, you know, really obsessive, strange behaviour. It didn't occur to me that we could access, which we couldn't, any of the deleted accounts. What we said was technically true. I could have said, "It was, however, briefly operated by me as a friendly thing with Mr Miller where I was pretending to be him."
Q. Could you go back to page 639 of that tab, please? Now, this was the letter from my solicitors which ...
MRS JUSTICE COLLINS RICE: 639?
MS EVANS: Sorry, 639. Does your Ladyship not have that?

MRS JUSTICE COLLINS RICE: I do not.
MS EVANS: We will get you a copy.
MRS JUSTICE COLLINS RICE: I am sorry, I should have checked that number.
MS EVANS: Is it just a gap in the tab?
MRS JUSTICE COLLINS RICE: 639?
MS EVANS: Yes, it is a letter of the 28th of October 2019 from Mishcons.
A. Um hum.
Q. I can pass one up.
MRS JUSTICE COLLINS RICE: Thank you.
MS EVANS: It is page 639 that I just want to point to and ask a question about. So, this is the letter to which the letter I have just been showing you from your solicitors, Miss Power, was the response. Again, this was written by Mr Turner's solicitors in respect of a threatened claim by both of you and in the second paragraph it says, "We can only assume, because your letter only refers to your client's Twitter account, DCXTV, and expressly not to his alternate accounts ... DC Groyper, that you have not seen this body of evidence." So, the response to that was what

one might say on the part of, I would suggest, yourself, as swearing by the card, as it is known, because the response, if it was honest, would have been to tell your solicitors to tell the other side that you were DC Groyper?
A. I think you're making a lot of nothing, to be honest. Daniel didn't run that account. Mr Turner was claiming he did. I, frankly, found it creepy later on to discover that it had been screenshot to bits, when it was just supposed to be a friendly thing between me and Daniel. You know, there is nothing that I posted on the DC Groyper account, if I can even remember, that was related to this, actually, you know. It's like, there's that one response where I put the image from The Devils, which Daniel discussed yesterday, in response to yet another defamatory claim against Daniel Miller, and I'm saying that Mr Turner is behaving like an inquisitor, you know, and that Daniel Miller is the Oliver Reed character, who is Urbain Grandier in that scene. It's a fantastic film, it's actually about persecution and scapegoating.

Q. I do not know if now is a convenient time to have a break? I would like to ask one more question just so we do not have to go back into this bundle before we do, if that suits your Ladyship? It is a short point.
MRS JUSTICE COLLINS RICE: Is the transcriber content just to have one more question? Thank you. And then we will finish this passage.
MS EVANS: I think you have got bundle 1 still open, so if you go please back to tab 14, still on this point about who was behind DC Groyper, and you will remember this because you had to admit that it was wrong in the first instance. It is your response to a request for further information that was made by my solicitors of yours and Mr Miller. Do you remember that you looked at this yesterday?
A. Yes, absolutely, I admitted it was a mistake, yes.
Q. Page 290 and it is the middle item and it relates to items 5 and 6, and it says, "Item 6 ..." - which you have just referred to, it is the Tweet with the man on a stake - " ... is a reply by an unknown third party, DC

Groyper." You admitted yesterday that was not true, but this is dated the 31st of August 2022, this response.
A. Yes, I said it was a mistake. I didn't read it carefully enough.
Q. I suggest to you it was a lie.
A. No, not at all. It's a mistake. I shouldn't have signed this. It's not exactly correct. I think you're trying to make a mountain out of nothing here. You know, this account is not sinister. It was not anything other than this playful interaction with my friend. I think you don't have anything else really. You're trying to say, "Oh, there's something you're hiding." And I'm not. You know, the only reply I think is this picture from that film, and I'm saying that Mr Turner is the inquisitor, you know, that he is scapegoating Daniel Miller and other people. That's what that image means if you watch the film.
Q. I will come back to that after the break.
MRS JUSTICE COLLINS RICE: Thank you. Five minutes.
(11.55)
(A short adjournment)

(12.07)
MS EVANS: Miss Power, we have been discussing the DC Groyper account and I just want to ask you a bit more about that, if I may. In your witness statement, which started off this part of my questioning, at paragraph 53 ...
A. Sorry, which? I put them all away.
Q. You may not need to take it up, but it is bundle 1, tab 30 and I just want to go to the same paragraph that we have already looked at, on page 452. What I want to ask you about now is the third sentence where you say that the account had nothing to do with the defendant, and I am interested in the DC Groyper account. Now, you have voluntarily preemptively referred to an email on the 19th of October that we looked at with Mr Miller, which is - now you need to go, I am afraid, to bundle 3, tab 53, and I called it an email but it is a Tweet, of course - I should know the difference by now. 2703 is the page - do you have that?
A. Yes.
Q. I think we are becoming familiar with

this. This is two tweets. The first one is from Mr Turner, 18 October. This is the first tweet that you are suing him for libel in relation to, is it not?
A. I am. No.
Q. Sorry, Mr Miller is. In this action this is the first tweet, known as tweet one. I make that clear. I am not saying you are. It is responded to, however, by you below, is it not?
A. Yes.
Q. And you can see that it is because it says "replying to Luke Turner." Now, in the Part 18 response which we looked at just before the short break, which you had to withdraw and accept was wrong, it had included a sentence that describes that image in your tweet as
conferring and appearing intended to convey an impression that is in visually aggressive terms. That is a good description of that image, is it not?
A. I wouldn't say so. I mean, I can explain it, what it means, and why I --
Q. No, do not do that, thank you, but you

yourself signed that response that described this in the way I have just read out. This is what you were saying, signed with a statement of truth. You said it conveyed and appears intended to convey an impression in visually aggressive terms. That is when you were not admitting it was you behind it.
A. No. Impression that - okay. I don't really understand that sentence. The scene in the film is of the persecutor, the religious guy, holding a cross over this man, Urbain Grandier, in the film, who has been falsely accused of things he hasn't done, of witchcraft actually, and at this point Mr Miller is not on Twitter because he's been banned. I feel compelled to stick up for him using his account, which is what I have, not because this account is for that purpose; it's to communicate with Daniel. I see this tweet from Mr Turner saying that Mr Miller is under investigation by police for making death threats. I know that this isn't true. I know that Daniel hasn't sent death threats. I know that the police haven't contacted him or me or anyone, which they would do if they

were taking a death threat seriously, and I'm saying that what Mr Turner is doing is the equivalent of the persecutor character in the film The Devils, which is based on this novel by Aldous Huxley about a real event in France.
Q. Do you agree that someone receiving that image who does not associate it with the film would see that it was a man who was being tied to the stake, a stake being a method of murdering somebody?
A. Well, I assume people would know the film, to be honest.
Q. Can you answer my question. If someone
--
MR WALKER: Well, she was just trying to, to be honest.
MS EVANS: (To the witness) If someone does not know what the film is, would they see that as a man being tied to the stake?
A. Well, it's partly that. There's also the hangman behind the Oliver Reed character and there's also the persecutor with the cross, you know, harassing this innocent man - innocent of the charges he's been accused of,

which is what I'm saying, because Daniel's being accused of death threats where there are no death threats and that there's no police investigation.
Q. So you are sending a death threat back.
A. No. This is not a death threat. I'm saying that this man, this persecutor, is the equivalent of what Mr Turner is doing to Mr Miller. That's what the image means. I mean, clearly that's what it means.
Q. Going back to your witness statement, the first sentence says that you operated the Groyper account for a few months, roughly August to October 2018. Is that what you still say?
A. Yes. I mean, I don't have a copy of it. When you have a Twitter account and you close it, like, it goes, you know. I didn't have any - sort of anything from it, so I couldn't submit anything because I didn't have it any more. I didn't have any images from it. The only reason we have these is because Mr Turner was screen-shotting apparently everything that had ever existed. So yes, I mean, as far as I remember, that's

when I had it from and to and, like I say, it was just to communicate with Mr Miller.
Q. In your witness statement you have a clear recollection, it would seem, but you only upgraded it for a few months.
A. Yes.
Q. August to October. Is that correct?
A. Yes. I mean, this is from October.
Q. I suggest it is not correct and I will tell you why I say that. If you stay in the same tab, 53, and go to 2736, you can see there that that is a tweet from the dcgroyper account in late November.
A. Mmm.
Q. Correct?
A. Mmm.
Q. So that was sent from you and it just has @Luke_LukeTurner with some sort of symbol there. What symbol is that?
A. It's a sort of beautiful symbol of the universe.
Q. And you continued to use that account which you in your sworn evidence said did not get used after October, well into 2019.
A. Well --

Q. If you go to --
A. Like I say, I say "roughly" because I can't remember, because I don't have a record of when I had the account to and from, so I say from about these months.
Q. If you go to 2741, you are using it there on 28 February 2019.
A. Mmm.
Q. About your appearance on the Murphy YouTube.
A. Well, I'm pretending to be Daniel so I'm saying "me".
Q. And the next page, 2742, you are using it in March, are you not?
A. So it would seem. Like I say, I don't have a record because the account was deleted. These only exist because Mr Turner has screenshot them and kept them. You know, how can I explain this? I didn't have access to the period of when I used this account, because it didn't exist for me any more and I don't have - I didn't have any record of it, I don't have any archive or screenshots from it myself, I have no way of knowing exactly when the months I used it

for were, and nor did it particularly matter to me, to be honest. I'm not this obsessive weird person. Like it was just a fun thing I was doing with my friend, you know. It didn't have any more meaning than that, you know. These tweets are not - you know, this is like "No, the authoritarian left runs on lies, rumours and zero evidence." It's not about Mr Turner, it's not about anyone in particular.
Q. If you go to 2746, you are still using it in May. Correct?
A. I guess so, yes. I mean, I don't remember these at all. I mean, I don't know - yeah. I don't remember tweeting this. Like I say, this is a long time ago. This account was deleted by me. I don't remember tweeting this but if it says - yeah, it's a link to a poem by Daniel.
Q. I appreciate that you say that because you did not have your tweets --
A. Yeah.
Q. - you would not be able to recall it, but, first of all, you did not delete them until December 2020.

A. I don't think so. I don't have any --
Q. No, that is my mistake. I am getting my Twitter accounts mixed up. That was your Gorsedd account.
A. Okay.
Q. So I withdraw that. My second point though was that your understanding, you say "I did not have a record so I cannot be precise about my memory."
A. Yeah, exactly.
Q. But you were able to remember enough to say in your witness statement a few months ago that you only operated it roughly August to October 2018.
A. Yeah, that was my recollection of when we were doing it. I mean, I don't remember the exact months. I clearly wasn't using it very often. You know, honestly, that was my rough estimate of when I had this account and I hadn't - it had been closed for years at this point so, you know, if I'm a few months out I apologise but there's no reason for me to - there's no reason for that other than my poor memory. I'm not actually very good with dates, I must admit.

Q. Why was it that you did not come clean about being behind the decent word for account until May this year?
A. Well, I didn't - okay, so I timed that document in error because I read it too quickly. I didn't have the account, I had no access to any of it, it had all been deleted years ago. There was no reason at all. It was just a mistake. I don't have anything to hide from that account. You've gone through all of the tweets that you think are dodgy. There's one which is the scene from the film, which I've explained and Mr Miller has explained yesterday. That's it. Like, there's nothing to hide, you know. It was a game between us, it was a friendly, you know, playful thing and that was it. I've nothing to hide about this account at all. I'm sorry I got the dates wrong ono how long it existed for but it's actually quite a long time ago now. In my mind it was just a short-lived thing. Basically, no one was following it as well. It was just, you know, a very tiny account.
Q. The chronology of the procedure is that you only made that admission last May after

Mr Turner's solicitors had pointed out that the recently received WhatsApp messages from you and Mr Miller revealed that you were or one or other of you were dcgroyper and also meanergroyper(?).
A. The - what - groyper?
Q. Meanergroyper.
A. Oh, right, okay, yeah.
Q. So what I am saying to you is that it was only because the WhatsApp messages revealed that it was you behind that account, that you came clean.
A. No. Let me be clear. I have nothing to hide with this account. It was not set up for any other reason than a playful game between us. When we said it wasn't Daniel, as Mr Turner had claimed, that was true. It wasn't Daniel who was running it. I didn't have the account. I had no access to anything I tweeted years before. I wasn't lying. I read that thing too quickly about it being a third party or something. You know, it was me. There's nothing in it, as far as I remember, but he saved it. I wouldn't be able to explain like the image from the film.

There's nothing to hide. You know, you're making more of it than it was, honestly.
Q. The 19 October mistake tweet: I think you characterised that as saying it was in defence of your friend Mr Miller.
A. Absolutely.
Q. So did Mr Miller see it before you sent it?
A. No, I wouldn't have thought so. I mean, no, it was my feeling. I think Mr Miller was not on Twitter at this time. I felt protective of Daniel because Mr Turner was lying again and claiming that Mr Miller had sent death threats and that there was a police investigation, and neither of these things were true and I was trying to say, using this analogous image from this film which is about persecution of Urbain Grandier, real event, very good film, saying that what Mr Turner is doing in repeating these allegations, is behaving like a persecutor bringing false claims, making false allegations about somebody else who isn't there to defend themselves. So that's what I'm saying by analogy is happening, and if that's, you know, one tweet from this account that I

don't have access to, you know, that's it, isn't it? I mean...
Q. Just so you are clear, I am going to put to you the case by Mr Turner on this claim, which is that you did know that the 19 October man on a stake tweet was extremely threatening --
A. I don't think so.
Q. - and you intended it to be taken as a threat by Mr Turner.
A. No, I didn't. I intended it to make clear that I thought that that's what Mr Turner was doing to Mr Miller and I was very upset on Mr Miller's behalf because he'd been basically defamed and accused of things he hadn't done repeatedly on multiple occasions, and I loved Daniel and I was very upset on his behalf that this had been going on, you know, and if there had been a police investigation, would the police have called round? You know. So I didn't think it was true; in fact, I knew it was a lie and I knew that Daniel hadn't sent death threats, so I'm saying "This is what you're doing to Daniel." That's what it means.

Q. And I also suggest to you that you have been lying from the start of this matter, even before the proceedings, about your involvement with the dcgroyper account and that you have done that partly to cover up the involvement of that response to Mr Turner's tweet but also because you know that the groyper accounts are associated - the groyper memes are associated with the alt-right.
A. No, absolutely not. But as I've explained, I'm perfectly willing to tell you what all of the tweets mean, including that one. That's what I meant by it. You know, it's not a threat. It's saying "You're behaving like the persecutor in this film." You know, there's nothing to hide. It's, you know, I feel like you're trying to make something of nothing, you know, because you haven't got a case against me.
Q. Could we now take up bundle 6, please, and could you please go to tab 196, page 4530. This is, I think you will recognise - should be - the material adduced on behalf of Jenny's Gallery in Los Angeles. Is that what you are looking at?

A. Sure.
Q. Is that page 4530?
A. Yes.
Q. This is the exhibition which, as you know, was called hashtag Luke Turner is retarded/hashtag Luke Turner is gay", put on by an artist called Mathieu Maloeuf. Correct?
A. Yeah.
Q. It was in February 2019, was it not?
A. February to March, it says at the top.
Q. Yes. If you go forward to the next tab, please, 197, you will see a sculpture of Mr Turner.
A. I don't know it's of Mr Turner.
Q. We are going to explore that. You were here no doubt when I asked Mr Miller about this. He also, as it happens, denies that it is Mr Turner and says he does not know, and that it is anti-Semitic. But it is anti-Semitic, is it not?
A. I'm not sure, to be honest. I don't know the artist's intention. You know, I spoke on a panel with Mathieu Maloeuf. I didn't invite him. He's not somebody I know personally.

As far as I understand it, this was a sculpture that was used in a previous exhibition. In the background you have Jessie Helms's grave. He was somebody responsible for censorship in the arts. I don't know if this sculpture is anti-Semitic. I think that the - I mean, it was discussed - was it yesterday or the day before?
Q. Can I ask you some questions about it?
A. Sure, if you like.
Q. First of all, I want to ask you whether you agree that it represents Mr Turner, or could do, and I say that because it is a depiction of somebody - I take it as read the fact that the exhibition is called hashtag Luke Turner is retarded is quite a strong indication that the exhibition has a theme to do with Mr Turner. Do you agree?
A. Well, potentially. I mean, there are lots of exhibitions that have titles that don't directly refer to art objects or paintings in the exhibition. I mean, they can be quite elusive, or whatever. I mean, I have nothing to do with this exhibition or I don't know the intentions of the artist. I mean, I can't --

Q. No, I am not suggesting that you do.
A. Yeah.
Q. I am asking you about your impression of it. Mr Turner would regularly wear a black fedora hat. Did you know that?
A. Not really.
Q. And black clothes.
A. I mean, lots of people wear black clothes.
Q. And has a dark beard.
A. I don't think it looks like the beard here.
Q. This is a caricature, is it not?
A. Well, if you say so.
Q. What about the bulbous nose? Does that not look like it is supposed to be a Jewish and anti-Semitic stereotype?
A. Well, I mean like Daniel said yesterday, it's not a hook nose. I mean, it's more like a kind of comic nose. I don't know. I mean, this is like a kind of style, it's like pop art or something like that. You know, I don't think it's exactly like the, you know, Jewish stereotype of that nose, to be honest.
Q. What about the hammer and sickles for eyes? That is a Jewish Bolshevik stereotypical symbol, is it not?

A. Well, it's the hammer and sickle. It's a communist icon. I don't know about, you know, some Jewish communists but there are many communists who are not Jewish. I don't know if it's supposed to be a particular thing. I mean, it's just some eyes with a hammer and sickle on.
Q. And what about the raised fists? Is that not also redolent of a Jewish or anti-Semitic stereotype?
A. Not one that I've ever seen.
Q. Did you see the image in court yesterday?
A. Yeah. I don't necessarily think it looks like fierce at all. I don't have any image of a Jewish person with their hands like this. I don't know what it's supposed to mean. It looks a bit like boxing gloves of something. I don't know.
Q. So you do not accept that this image, this sculpture, is or could be a representation of Mr Turner and is an anti-Semitic representation of him, given that he is Jewish.
A. I'm saying I don't know. I don't know what the artist intended. I don't know if it's

supposed to be anti-Semitic, I don't know if it's supposed to be Mr Turner. I'm telling you what I see.
Q. Do you think it might be an anti-Semitic representation?
A. I mean, it's - I mean, possibly someone could read it like that, I don't know. I mean, I think there's lots of things going on potentially.
Q. Could we look at - and I have a funny reference for this but it is one of your tweets. I am looking at it in annexe 2 to the defence which is in bundle 1 tab 8, page 188. I am going to take a guess and I am going to guess that what you are tweeting about there is the exhibition which we have just looked at.
A. No, I'm not.
Q. The date is 21 February 2019, which is after the exhibition has begun and had publicity.
A. I actually didn't know about the exhibition until much later. I'm not in LA or whatever, I'm not in touch with Mathieu Maloeuf. The R word is one that is used a lot, also by each other. You know, one is

stupid sometimes. I mean, this is actually - it's honestly nothing to do with Mathieu Maloeuf. It's a Shakespeare pun that was actually used in an HBO show called Deep, which was about a vice-president. It was like a comedy, and she uses this line. It's not directed at anyone, it has no one's name in it. It's a bad pun. It's not very funny but that's what it is.
Q. Ms Power, that is not a good explanation. I suggest to you there is only one reading of that message in combination with the timing of the tweet and the exhibition called hashtag Luke Turner is retarded, and the fact that by 21 February you are absolutely bombarding him with tweets on a regular basis which are offensive, call him mad, call him paranoid, schizophrenic.
A. No, I don't call him schizophrenic.
Q. That tweet was directed at him, was it not?
A. No, it's not. If I wanted to direct a tweet at somebody I would @ them. I don't know about Mathieu Maloeuf's exhibition. It's in a small gallery in LA. Later on there's some

apparent linkage trying to be made between us and Mathieu Maloeuf but I didn't know anything about that. You know, if I wanted to @ somebody I would put their name in the tweet.
Q. Could we take up bundle 2 again, please, at tab 42. It is 1366. We have lost a little bit of context again. This is an extract from a Facebook chat, is it not? It is from --
A. From 16 May that year.
Q. Yes, but it relates to the fallout from that Maloeuf exhibition called Luke Turner is retarded, this conversation that we are going to look at, does it not?
A. Yeah, which I don't know about until this point. I'm invited to speak on a panel in Berlin.
Q. Yes, you are. I just want to look at a couple of the contributions to this conversation which you took part in.
A. Yes.
Q. Leading up to that panel, then I am going to ask you some questions about what happened at the panel.
A. Of course.

Q. On 1366 you will see that at the top, just to be fair to you and put it into context - by all means you can be taken to any parts of this; I am not trying to catch you out; I am just trying to speed things up by going to a selection. Jacob is a person called Jacob Bard-Rosenberg, is he not, at the start of that conversation.
A. Yes, he's a --
Q. He is one of the people in this discussion.
A. Yes.
Q. Who is a Jewish academic, I think, based in London.
A. I don't know if he has an academic job but he is a Jewish man in London, yes.
A. And he is a writer and is involved in this discussion. He is very much of the view, which you see if you read this full discussion, that you do have some anti-Semitism in your decision to take part in a discussion with Mr Maloeuf about that exhibition. Is that right?
A. No. Where does he say that I'm anti-Semitic for taking part in a discussion?
Q. I will show you that in a moment. I am just trying to set the scene. So that is why

you say at the top of 1366: "And Jacob - what do you want me to do exactly about the antisemitism that Luke has suffered in the past", and so forth.
A. Yes.
Q. And then the next person says: "Has Miller not abused him, i.e. as documented here?" That is a reference to Mr Turner's archive." And then says to you: "Will you be talking to Mathias Malouf about the sculpture he made which Jacob shows above and the title of his show when you appear with him in Berlin this weekend?"
A. Mmm.
Q. You see that. If you drop down to the bottom, you say: "I will ask Malouf about the sculpture, though I'm sure it will come up anyway."
A. Yes.
Q. And then on page 1367, the next page, Mr Bard-Rosenberg says quite a lot, including at the start, which is what I summarised to you just now, he says: "I think there are quite a few things you can do [in answer to you]. Firstly, when someone who

is Jewish accuses you of making antisemitic arguments or anti-Semitic adjacent arguments, don't start just by shouting at them and then denying it. Try listening." And so forth. Now, my Lady can read, and I recommend that this Facebook series of pages is read in full so that the full context is given, then my Lady is right in her judgment in reading all of the documents. I do not need to go to more of it now. It is a scene-setter, so you have established that you had these conversations on Facebook with people who did not like the fact you were going to appear on this panel.
A. No, I think there's a whole variety of things going on here which you've kind of glossed over, actually. Can I speak about what's happening here?
Q. Yes.
A. You know, I say explicitly at the top of 1366: "What do you want me to do exactly about the antisemitism that Luke has suffered in the past? What can I do? I have said I am sorry for him that he has suffered it. If I could speak to the people who abused him, I

would, but I don't know who they are. I also know that I am not an antisemite and have not said anything antisemitic to Luke or to anyone else. What then do I do when he accuses me and others, who also say that they have not said such things? Do we just go along with what he says, even at the cost of losing work?" So I'm saying, again like I said yesterday, I don't doubt that Mr Turner has suffered anti-Semitic abuse. What I'm saying is that we have nothing to do with that abuse. There is no connection between some awful anti-Semitic images from years ago, from a project he did that we didn't know anything about, and the accusations he's making at this time while he's accusing all of these different individuals of anti-Semitism. There's no connection. We are not anti-Semitic. I am saying I'm sorry that he has suffered this abuse and I say I will speak to people who abused him if he says who they are. You know, that's what I'm saying. You know, I didn't invite Mathew Mallou to this event in Berlin. I didn't organise the panel. They're always organised by someone else.

You're an invite - I didn't know he was going to be there. I've never met him. This is a long time after the exhibition or a few months after the exhibition and I - you know, his name has been mentioned. This event was organised very quickly, very last minute. I was invited sort of two or three days before it took place because people were trying to understand this cancel culture phenomenon and what was going on because it was kind of ripping through the art world and people were being defamed and losing work and it was very, very confusing and people were trying to come to terms with what was actually happening.

Q. Perhaps we can have a look at the transcript of the discussion at that panel, which is in bundle 9, tab 434.

A. Sorry, what number?

Q. It is tab 434 and it is a transcript - it was recorded on video, was it not, do you remember that, the roundtable discussion?

A. Yes, correct, and then I think it was published in a magazine or -

Q. Yes, in Spike Magazine, I think.

A. Yes, so Spike Magazine is like an art magazine.

Q. On the panel - I may be missing some people, but the people that matter - on the panel there was a chair and there was Mr Mallou fand there was you, correct?

A. There were other people. There was Chris whose name I can't pronounce. He is, like, the head of an art gallery in - I think at that time maybe in Vienna or something.

Q. Well, do not worry. I will not ask you about any of the other people.

A. Okay.

Q. And there was an audience, was there not, in the room?

A. Yes, and actually the event had been protested and I was very, very anxious. People were standing outside with leaflets with a voodoo symbol on the front with quotes from Mr Turner, actually, attacking me, calling me a fascist and, you know, all these things and there were people literally standing outside the doors of the event. It was very, very, very intimidating. I tried to talk to them, actually. I got a leaflet and I

said, "Hello, I'm Nina. I'm the person you're protesting" and actually I got some of them to come in because I said, "Well, let's have a discussion, let's talk about it", you know, "whatever you think you're upset about" and some of the protestors came in and sat in the audience but it was very scary. I felt very, very frightened and it was bizarre, you know, it was very bizarre. People were trying to cancel an event on cancel culture, you know.

Q. All right. Well, can we look at the transcript? Actually, I will just ask you two questions first. What we will see from this transcript, but it is a negative, is that Mr Mallouf did not deny, did he, that his sculpture that we have looked at, at the exhibition, was of Mr Turner?

A. Where does he say this?

Q. Well, he does not. It is not denied, and I will take you to an extract in a moment where there is conversation with an audience member which makes it clear.

A. Okay.

Q. So are you agreeing with that or not sure?

A. You are saying that Mr Mallouf does not deny because he does not say anything about it?
Q. No, I am saying - that is a fair question back at me. I will put it to you more directly. I am saying that Mr Mallouf was accepting that that sculpture was of Mr Turner.
A. Okay, and I said - sorry, where is that? I don't remember all of this discussion verbatim.
Q. I will take you to the transcript from where we draw that inference. If you go to page 6602E, so it is towards the end and there has been chat on the panel up to there, but nothing that in our submission is relevant to the question of the antisemitism or not of the statue.
A. He denies that it is antisemitism. It is completely relevant.
Q. No, no, no. I am sorry, all I am saying is that there is not anything - any engagement with that issue until you get to this page. So, an audience member at the top at 7317 - do you see that?
A. Yes.

Q. - says, "It seems like a little bit of a diversion because there's no conversation about why anybody is being cancelled and just, for example, like arguably Mathieu, you're here because you have, like, a pretty uncomplicated, or I mean at least most people saw in the images like a pretty over, antisemitic caricature that you made", and Mathieu says, "No, it wasn't antisemitism."
A. Yes.
Q. The audience member says, "I mean the general consensus among us". Mathieu says, "It's not a general consensus." Audience member: "Well, I mean my thought is it looks pretty overtly antisemitic, right, so what's the purpose of that apart from your career pushing forward and getting -" and Mallouf says, "It's not pushing my career forward. What's the purpose exactly?" and so you can see the conversation carries on and then at 7411 Mallouf says, "I did the sculpture a year ago before I even knew who Luke Turner was", so he is denying to that extent that it is specifically about him.
A. Mm.

Q. But this is the extent of the engagement on the topic of the antisemitism of the sculpture. Now, you do not say there anything about the sculpture and you specifically do not ask Mr Mallouf anywhere in this transcript about the question of the antisemitism and the sculpture which you had said on Facebook you would ask.
A. No, I said I would ask or it will probably come up anyway, so Mathieu Mallouf answers on this question. I am not going to speak for Mathieu Mallouf when he's there answering that exact question.
Q. Do you accept that you do not make a contribution to the question of the antisemitism that some people are perceiving in the audience?
A. Yes, but it's not my work. I mean, the artist himself is responding directly to that question and he responds in full. He says, "I don't believe it is. I don't think there's a general consensus that it is." He made the sculpture years before or whenever, a year ago. It's nothing to do with Jewishness. Its cause, I guess, is this, like, image. I don't

know anything about cause, to be honest, and he discusses it so there was no need for me to discuss it and it would be weird if I did because I am not the artist and I, you know - if you are on a panel, you normally have a chair and the chair asks the questions or monitors, you know, the audience asking questions. Do you know what I mean?
Q. If you had had a problem with that sculpture because you thought it could be antisemitic, which you did admit a little while ago -
A. No, I am saying -
Q. -- would this not have been the opportunity to make that contribution to this debate?
A. The audience member, whoever it was, asks Mathieu Mallouf the artist of that sculpture the question about whether it is antisemitic or not and Mathieu Mallouf responds. I don't see, you know - how can I put it? Like, an artwork is a matter of interpretation to some degree, right? If somebody sees something in it, that's their interpretation and, how to put it, most

successful works of art permit a free play of imagination and critique and multiple interpretations. They're not reducible to one literal interpretation. You know, that's not really how art functions. To demand or to suggest that there is one way of reading something and that's the only way is a quite authoritarian approach and not an artistic approach to the reality of work, you know. The artist himself was describing what he thought his work was doing. It wouldn't have been appropriate, I think, for me to speak on behalf of Malouf's intention or - you know, I think he addresses the question directly of how to understand this sculpture.

Q. Can we turn to bundle 6, tab 285? Do you have it?

A. Yes.

Q. Page 5007. This is a translation of an article in a German paper which is not, despite the translation at the top, called, "Jungle World", it is Junge Welt, which means, "Young World" - that is correct, is it not? You see top left it says, "Jungle World" - that is just a literal Google translate. This is

a small point.

A. Okay.

Q. I think we all know which publication we are talking about. You gave an interview, did you not, which is contained in this article?

A. Yes.

Q. And this is January the 16th 2020, so it is less than a year later, and you are talking about cancel culture and the interviewer is called Bernhard Pirkl, and it says at the top that you have been, " ... countering the call-out culture which has recently been given the name 'cancel culture', with a project in which she invites people to discuss it" and then if you turn to - it says at the bottom you recently lost your opportunity - this is him talking to you - to publish with the Wire magazine because of a Facebook post that publicly labelled you as a, "Trans-exclusionary radical feminist" ...

A. That's not why I lost it, but, yes.

Q. And asks you about that, and then if you turn over, he says on 5008, he introduces the Malouf exhibition and says, "The American

artist ... Malouf, with whom you discussed the topic of cancel culture in Berlin ..." - which is the panel event you have just looked at, is it not?

A. Yes.

Q. " ... caused a minor scandal by exhibiting a grotesquely exaggerated anti-Semitic sculpture in a gallery in Los Angeles. At first glance it was obvious this was a caricature of a caricature, and the influence of the meme culture was also evident. Nevertheless, the question remains as to what this frivolity is supposed to achieve apart from generating attention in the form of outrage. You too have been drawn into the feud in the art world that this work has ignited." And you say, "A number of questions are raised such as: what is art good for?" And then you say, "It is precisely these borderline cases that lead to productive discussions." Now, I suggest that what you are saying there, admitting, is that the Malouf sculpture of Mr Turner that we looked at was at least borderline anti-Semitic. That is what you meant, is it not?

A. No, that's not what I mean by borderline here. I mean in terms of interpretation and I use the word "cases" (plural), not just referring - the questioner is asking about this specific thing, but then also talking about generating attention in the form of outrage and talking about feuds in the art world, and I say, my first point is this question, "What is art good for?" Right? That's a general question. And I say, "These borderline cases [plural] that lead to productive discussions." Right? In the sense of saying: works that are undecidable, whose meaning is kind of not literal and not obvious are precisely what art should be doing, basically. I'm not saying that it's borderline anti-Semitic. The questioner is framing it in that way. I am not saying anything about anti-Semitism here. You know, I'm saying - and this productive discussion - it is exactly what some people in the art world refuse to do, who appear quite authoritarian and simply say, "That has no place here."

Q. I think I am right that you did admit earlier that the sculpture could be regarded as

anti-Semitic?
A. In so far as interpretation is possible in this way. You know, the artist, as you've just shown, says it's not; he denies that it has an anti-Semitic meaning, repeatedly. He says it's not about Mr Turner. He says it's a sculpture from the year before. It's about another type of artwork, an art practice. You know, the author, the artist himself denies that the sculpture is intended to be anti-Semitic. You know, that doesn't preclude anyone else saying they think it is, right?
Q. Can we just change bundle again? We need to go back to bundle 2 please, tab 41.
A. Hang on, sorry, I can't find ...
Q. And it is 1152, I hope. This is another page which we have been to before, I think you will have seen it yesterday, or the day before when I was asking Mr Miller questions.
A. Um hum.
Q. It is the Prague Microfestival which was, I think it was in April 2019, late April some time, and the questions that I want to ask you relate to the poster that was put out by the

organisers after the talk, which you can see on this page, next to the photograph of you and Mr Miller, I assume at the talk - is that what that is? It is a photo of you at the talk?
A. Yes.
Q. The one on the right.
A. Yes.
Q. The photo on the left, the image on the left is of Mr Turner, agreed?
A. Yes, it's a photograph of Mr Turner with some symbols on his face.
Q. If I tell you those are Zodiac Killer symbols associated with the American serial killer by that name, would you disagree?
A. I guess so, I don't know. I've seen the film but I don't remember the symbols.
Q. The slogan at the bottom, "ART KAPOTALISM'S DARK OPERATORS" - "Kapo" is a slang word for the Jews that collaborated with the Nazis, is it not?
A. As far as I understand it. Can I just say, I had nothing to do with this image and, as Daniel said yesterday, if anyone had sent this to me, I would have said, "Don't publish this." You know, when we were invited to

Prague, the organisers, who I don't know very well, but they had invited us, start getting emails often from like anonymous accounts or pseudonymous accounts, basically repeating defamation about us and trying to get us cancelled from this event, and this is a pattern that happened to me and to Daniel over and over and over again. Every time I tried to speak or do a project or even a translation, people would email, including Mr Turner, in his own name, he emailed Urbanomic and MIT, MIT Publishers, when I was doing a translation with Mr Miller, to try to get them dropped, and using defamation repeatedly. So, I think this is an unprompted by us, and, as I say, I wouldn't have advised them to do this, response by the organisers to the attempted cancellation and the attempt to shut down me and Daniel from speaking at this festival. But it has nothing to do with us. We did not, you know, instigate this and, like I say, I would have advised them not to publish it. I think it's a bad idea.
Q. Why is it a bad idea to publish it?
A. I don't like the use of, "Kapotalism", I

think it's a weird word. I think it's - you know, it was likely to generate more hostility to them from Mr Turner because the moment anyone criticised him, he would then go after you and destroy your life. And I think it's, I don't know, I just don't think it's like a good idea somehow.
Q. Did you complain to the organisers after you saw that they had done this?
A. I think Daniel contacted them and said, like, you know, "That's not a good image." I didn't personally.
Q. My Lady, I see the time. I am very close to the end. I said I would finish by 1 but I am afraid it has taken slightly longer.
MRS JUSTICE COLLINS RICE: Well ...
MS EVANS: I think I will need 20 minutes.
MRS JUSTICE COLLINS RICE: Another 20 minutes?
MS EVANS: It is just depending on the answers. It could be less.
MR WALKER: 45, I think.
MRS JUSTICE COLLINS RICE: Yes, I was thinking we might go some way into this afternoon, but there it is. We will rise now

for an hour and return at 2 o'clock. I am afraid that puts you through another lunchtime under oath - it is very important that you do not discuss your evidence over lunch.
A. Yes, my Lady.
(13.02)
(The short adjournment)
(14.04)
MS EVANS: Ms Miller, I will not - I am sorry, apologies - Ms Power, I will not keep you there for very much longer. I want to ask you some questions very briefly about your claim to have suffered serious harm to your reputation as a result of the six tweets by Mr Turner that you are suing on. Okay?
A. Yes.
Q. First of all, in your particulars of claim - and for anyone who wants a reference it is paragraph 12.2 - you do not need to turn it up. It is the paragraph where you say that you have been deeply upset by the allegations. Just so you are clear, the allegations are, so far as this court is concerned, because the ruling on meaning

has been given, in a nutshell, I am going to call it your complicity in the antisemitic harassment of Mr Turner. So, that is what you are suing over, correct?
A. I think it's a violent, antisemitic harassment campaign.
Q. You have given no evidence at all in your witness statement about specific actual harm, serious harm that has flowed from those six tweets. Okay? So, what I am going to put to you is not based on what you put in your witness statement because there is not anything there that is relevant and pleaded. You have two allegations in particular in your witness statement which are not pleaded and are therefore not part of the case. One relates to an anonymous email sent to Penguin Books in 2021 which is not pleaded, even though it was dealt within correspondence sometime ago, and then a wide, unpleaded and unparticularised, of course, allegation that Mr Turner and/or third parties, associates, have "gone out of their way" to ruin your life and career. Because those are not pleaded, there is nothing for me

to ask you about on that, so I am not going to. I make it plain that they are not accepted and we will make submissions about it but there is nothing for me to ask you about specifically.
There are a couple of points I am going to ask you about specifically, though, where you have tentatively pleaded them where you have given a few more particulars. So, you have pleaded in 12.3 and 12.8 of your particulars of claim, as I say tentatively, that you were damaged in the eyes of professional contacts as a result of, presumably, you would say, them seeing the six tweets, or one of them or two of them or however many. But, as I say, you have given no evidence about those professional contacts which relate to any pleaded issues. What you have pleaded is three particular job or commission losses, which you say Mr Turner caused which you do not deal with in your evidence but I am going to ask you briefly about them in any event since you have given a little bit more information in the pleading about it. The first one, and it is in the pleading at

12.10.3, is that you say that you lost an opportunity or an actual job with a Berlin magazine called Girls Like Us in September 2018. Do you remember that?
A. (no reply)
Q. Do you accept from me that your first tweet that you are complaining about in this action is dated 10 March 2019?
A. Mm-mm.
Q. Or 8 March. So, do you accept therefore that any loss you may have suffered you may have suffered related to that magazine in September 2018 could not have been caused by somebody reading any of Mr Turner's tweets?
A. I think we are to understand that he was working with a variety of other people at this point. He had a high visibility as an artist. He had been involved in this high-profile project. He was accusing me and other people of being a violent antisemite on separate occasions as well as being involved in open letters and various other defamatory documents made by him and his colleagues or friends, or whatever they were, and it was

having a deleterious effect on me because people were seeing those tweets and the thing about this is like, in the artworld and in these situations, these kind of allegations and these words that are designed to damage you and ruin your reputation and create this kind of aura or atmosphere of, you know, suspicion about you, what it means is that people sort of pull back from you and they sort of, you know, drop you and they kind of avoid you. They don't answer your emails and it's a very weird experience, like, to be - I don't know, understood in this way.
Q. I do not want to have to spend a lot of time on this but you did not answer my question. This is specifically about the magazine Girls Like Us.
A. Mm-hmm.
Q. Now, you say you lost work with it because of Mr Turner's tweets that you are suing on. The magazine let you go, as it were, in September 2018, okay?
A. Yeah, this is after, for example, like, the open letter and things like that.
Q. No, your first tweet that you sue on was

in March 2019.
A. Right, but he has already been attacking us repeatedly and working with -
Q. I think my Lady has my point so I just want to take you to one document in bundle 6, please, on this issue. It is tab 183. Page 4470 is where it starts. I will just explain what this is. This is a Facebook exchange, I think. Anyway, whatever it is, it is an exchange.
A. It's a private message. It's a message -
Q. But it is a group that was created, if you look at the top, by ParallaxOptics, Mr Stokoe, was it not?
A. It says at the beginning he added me. I don't know if he created it.
Q. Okay, he added you.
A. Mm-hmm.
Q. And so on this group it is you, Mr Stokoe and Mr Justin Murphy?
A. Yes.
Q. And you are chatting. This is October 24th through to 25th, 2018.
A. Yes.
Q. And if you turn over to page 4472, at the

bottom Mr Murphy at 1139 says: "I would really like to hear from Nina" something, "of what happened with her".
A. Mm-hmm.
Q. "... because there's almost nothing about it anywhere other than vague leftist whispers on the internet (worse than noise)". Now, if you turn over, at the top Mr Murphy again says: "I was just saying I would like to hear Nina tell it because dorks on Twitter talking shit are not enough of a signal for me to understand what went down."
A. Mm-hmm.
Q. Then the dark box that comes up two below is you speaking, is it not?
A. Mm-hmm.
Q. And you say, "Yeah, my thing is a bit convoluted. Because my denunciation basically stems from a private conversation where I said that I didn't think that a particular guy was a woman rather than anything I wrote, even the worst of the trans-police feel a bit of trepidation around it" and so forth. Then if you read on and go down it says: "I posted one thing on FB pointing out

how mad the interrogation of Venice Allan by the Labour Party into her transgressions have been but that's it. ... I 'had' a transwoman who rather creepily stalked me online and off" and then on the next page, by the first hole punch you say, or a bit before that, "None of this would particularly matter were it not for the tactic of getting people to lose their jobs/gigs - incidentally a very strange tactic for 'leftists' to engage in" and so forth.
A. Mm-hmm.
Q. " ... so people called for me to lose my job at the RCA" - that is the Royal College of Art, is it not?
A. Yeah.
Q. "(I had already left). Hilariously, no one bothered about trying to lose me my Roehampton students because presumably it doesn't matter if I 'infect' working-class students with my apparently 'toxic' views."
A. Yeah, lots of those words are in inverted commas, to be clear.
Q. Yes. "Various talks I was due to do I pulled out, though, after organisers came

under pressure from 'Action for Trans Health Groups' and I lost a writing gig for a Berlin women's magazine (well paid) after I refused to state the mantra after someone, perhaps an editorial board member, raised the spectre of my 'terfiness'." "Terfiness" is a gender-critical position in relation to trans rights?
A. Yes, protected by law.
Q. Now, what this is saying, is it not - first of all, that Berlin women's magazine is the Girls Like Us, is it not?
A. Mm-hmm. Let me explain something.
Q. Can I just put a question to you first?
A. Okay.
Q. What you are saying here is that your denunciation, as you call it, in other words in the public sphere lots of people, you would call it cancelling you, criticising you, that occurred much, much earlier in 2018 -
A. One iteration of it did.
Q. And was largely to do with the things you had been saying about the trans issue.
A. No.
Q. And it had nothing to do with Mr Turner.
MR WALKER: I am so sorry, that's two -

MRS JUSTICE COLLINS RICE: That is a lot of questions.
MR WALKER: I am sorry but we're in: make a statement, ask a question, ask another question, ask another question.
THE WITNESS: What do you want me to answer?
MS EVANS: All right, I will break them up. I was trying to make sure that this was speeded up. You refer to this at the beginning as your denunciation.
A. Yeah, the first part of it.
Q. The denunciation you are talking about in this extract was about your public statements on the trans rights issue, was it not?
A. It was - I posted something about the Labour Party, of which I was a member, at that time. He would have been suspending female members who had said that they wanted to have a democratic discussion about proposed changes to the Gender Recognition Act and I wasn't one of them but some of them posted transcripts of their interrogations and I was really shocked, to be honest, and I felt like I had to speak out and

say these women have a right to ask for a discussion of these proposed changes because they affect the law and they affect all of us. They affect women and they affect men. So, what happened in relation to Mr Turner is that there is a woman called Lulu Nunn, who is a friend of Mr Turner's who attacked me at the time, screenshot my Facebook post and then later, in conjunction with Mr Turner, worked to get me cancelled on the basis that I had gender critical beliefs and so I was called a transphobe and a terf, and people - there was a kind of fake campaign called Terfs out of Art, which was set up by Lulu Nunn and Luke supported it, Mr Turner repeatedly praised it and linked to it and it was part of a kind of campaign actually of these fake "Astro Terf" - well, I don't know, made-up groups that were sort of explicitly in their statement saying, "We're going to attack Nina because she said these gender critical things", which, by the way is protected in law and has a complete basis in reality, you know. I believe that human beings can't change sex and, you

know, that we need to discuss openly and democratically how we deal with people's feelings about gender. That's all I was saying. I was saying that the Labour Party shouldn't have, you know, treated their members so badly because they just wanted to have a discussion and that was early days. This is 2018, you know. The phrase, "cancel culture" didn't even exist but women especially were getting cancelled repeatedly, and I felt like I had to say something because I thought, you know, the whole thing was going really badly. Women were losing jobs and being attacked for really reasonable positions and questions.
Q. I am not questioning any of that at all. I think my Lady has my point but the short question which I did put to you as well was whether Mr Turner had anything to do with what you are talking about here.
A. Not at that point but he latched on to it later.
Q. Thank you.
A. With this other woman.
Q. One other issue I am going to ask you

about, because again you deal with this in your particulars of claim, even though it is not in your witness statement, is your reference to the Wire magazine in May 2019.
A. Yes.
Q. If you go to bundle 2, tab 42, please, it is 1344.
A. Yes.
Q. In your particulars of claim you said that you lost the following jobs and commissions in consequence of the words complained of. I have asked you about the Berlin magazine. Feminist Internet Podcast I am not going to ask you about because Mr Miller's own witness statement contradicts what you say, so we will just make submissions. Then you say, "In May 2019 The Wire magazine, with whom you had previously worked for the previous four years -
A. Five years.
Q. Five years. If you look at 1344, this is your Facebook posts, is it not, by you?
A. Yeah.
Q. And you will see you are talking here about the dropping of you by The Wire. This

is 2 May 2019, and you say, "So, The Wire have decided to drop me. I'm extremely upset. Despite admitting no pressure from any of their readers for doing anything, the magazine decided they no longer want me to write for them", and "I'm pretty devastated" and so forth. And then you post into it I think what is an extract from what one of the editors had said to you when they were letting you go which says, below, "From one of the editors, a friend: It would seem that for the foreseeable future you have indeed been dropped as a writer by The Wire as a consequence of your appearance in that YouTube video". Now, that YouTube video was a video which you did with Mr Murphy, that we have just been looking at.
A. Mm-hmm.
Q. And Mr Miller?
A. Mm-hmm.
Q. In, I think, September 2018?
A. No, I think it was -
Q. Late February 2019?
A. Mm.
Q. And as a consequence of it, a letter was

published that criticised you for your appearance, an open letter, and as a result of all the flack because of your appearance and your association with Mr Miller, that is why you were dropped from The Wire and that is what that is a reference to.
A. The anonymous open letter was published on a website, a separate website. It was positively linked to and approvingly by Mr Turner saying that he was very glad that I was finally being called out and so on. It created again this sort of horribly defamatory atmosphere of, like, doubt and suspicion about me. It accused me of being a fascist and, you know, all these untrue, horrible things. You know, that open letter, which Mr Turner admits in his disclosure, he knows who wrote it and I can't believe that he didn't know about it before it was published because he was one of the first people to link to it on Twitter approvingly. He would have had to have been sent the link or someone would have told him about it and he said in one of his correspondence with someone from Artists at Risk, they ask him, "Who

wrote it?" and he said, "Oh, some London antifascists" and I know that he knows who wrote it and it was part of this campaign to get me dropped from this job which I absolutely loved, by the way, and it's in his tweet. It's in my tweets complained of, this link to the open letter, which Luke absolutely knew about and had a hand in, and circulated approvingly in order to get me to lose work and to suffer reputational damage which is exactly what it did and I lost this job which was devastating to me and it's still really upsetting, to be honest, you know, for the sake of this horrible piece of crap that this isn't even signed, you know. They don't even put their names to it. This is what they do. It's this anonymous horrible shit, you know. They're not even brave enough to say, "I think this", you know, or, "I think this person should lose their job", you know, it's (inaudible) and it's --
MRS JUSTICE COLLINS RICE: Would you like to take a moment?
A. (After a pause) You know, they dropped me out of fear because they didn't want to

be, like, contaminated with someone who was being attacked. You know, this is how it works. It's like this kind of fear of association, you know, and all of these anonymous documents are, like, basically designed to taint you. I really loved this job.
MS EVANS: Well, I do not need to ask any more questions about that.
MRS JUSTICE COLLINS RICE: Well, I just wonder if it would help to rise for five minutes to let you get yourself together again, or would you prefer to go on?
A. It's okay.
MRS JUSTICE COLLINS RICE: Are you sure?
A. (no reply)
MRS JUSTICE COLLINS RICE: Well, if you want to take a break, just say.
A. Thank you, my Lady.
MS EVANS: My Lady, I am just about to say that we will just make submissions based on that answer which is there is an acceptance it was not Mr Turner and we will -
MRS JUSTICE COLLINS RICE: Well, I

have heard the answer.
MS EVANS: Yes, and we will make submissions about the pleading. (To the witness) I just want to ask you about two more parts of your particulars of claim relating to serious harm. One is in paragraph 12.10.4 Do you want to have a look at that? It is in bundle 1, tab 5, page 74. Do you have that?
A. Mm.
Q. So, I think it is probably in red on your page, paragraph 12.10.4. It says, "The second claimant has required security details at talks in Sheffield (November 2019) and London (April 2019)." Can I just ask you to open bundle 9 to deal with this point? Tab 432. So, 13 February 2022 you gave an interview -
A. Sorry, which page is this?
Q. So, if you start at the beginning of the tab, 6598 in tab 432. Are you in bundle 9?
A. Yes, I think so.
Q. Yes, tab 432 and you see that that is a transcript of your interview for something called "Trigonometry"?

A. Mm-hmm.
Q. All I want to show you is on the next page at 6599 towards the top. You are being asked in this discussion about your ideas being cancelled and so forth, so it is a similar theme and at the top of the next page you are talking there about what you have said already about the Labour Party member and the Gender Recognition Act and then you say, about two-thirds of the way down, "And then, yeah, so I got kind of targeted, I suppose, by sort of activists, yeah, lots of - I lost lots of work. I lost loads of friends and when I give talks sometimes people hire security guards to protect me in case anyone wants to attack me. The book people tried to pre-empt it and cancel it without having read it by (inaudible) publisher." And so forth.
A. Yeah, correct.
Q. Now, I suggest that the reason that your events in Sheffield and London required security was because of your public comments about the trans issue.
A. Not only at this point. I mean, you know, the email to Penguin, for example, which has

a link to a dossier which includes writing from Mr Turner, and again there is no way he didn't know about this email, included a whole list of defamatory accusations against me. It made claims that I had lost my job, that I had been fired. It made claims about antisemitism, about homophobia, about racism, about, you know - these were all bundled in together. You have to understand how these words worked together. You know, if people can call you - they feel like they can call you a whole list of names, right, and the more the better. It's like this, you know black magic spell. If you can say that someone is a transphobe, a fascist, a terf, whatever, an antisemite, it's just like flinging mud at a wall and hoping that people will say, "Yeah, oh my God, you know, I don't want anything to do with this person", and that happened to me a lot, you know. I gave talks with security guards and it's unbelievably frightening to do that. I thought that, you know, we should carry on talking. My book about men is actually really, you know, very, very gentle and kind. It's not a

horrible book. It's about how we can all get along better together, you know, and the way in which people tried to attack it, including Mr Turner and especially, you know, out of this vindictive campaign, you know, was like shocking to me to read these sort of letters about yourself and they bear no relation to reality and they're designed to put people off you and he did this for years, you know - years and years and years and it was horrific. He worked with other people. He did it on his own, sometimes in his own name. Sometimes these were anonymous, but, you know, it culminates in people wanting to sort of, you know, get away from you because they're scared as well. You know, people pulled out of events that I was in because they were frightened, you know. That's what this thing is designed to do. It's designed to frighten you, you know, and to sort of damage you, destroy you. You know, it's really - it's really horrific, you know, and it's been happening to loads of people and it's antidemocratic. It's anti everything. And I'm trying to explain it and try and tell people in

this interview how it is, you know, like this is exactly what happened.

Q. I do not have any more questions for you. I am just going to put the defendant's case as I did before just so that it is clear what you are accused of by Mr Turner, and what he says in response to your claim against him. First of all, it is not accepted that you have been seriously damaged in your reputation by any of the tweets that you suing on in this action.

A. Untrue.

Q. And far from having a legitimate libel claim against Mr Turner, you were in fact complicit in Mr Miller's harassment campaign against Mr Turner --

A. Absolutely not.

Q. -- which went on for long periods of time and it was antisemitic and sometimes violently antisemitic in nature.

A. I have no idea what you mean by violently antisemitic. I am not a violent person and I am not an antisemite.

Q. As I said yesterday, I did not strictly need to put the opinions but I am putting it so that

the case is clear.

MS EVANS: So, my Lady, those are my questions in my cross-examination.

MRS JUSTICE COLLINS RICE: Thank you. Now, you said you would be about 45 minutes. I have a small number of questions of my own. I am just thinking about the timetable. This may be a premature moment to raise it but we are currently timetabled to be finished with the defendant before the weekend and it would be really quite inconvenient for him if we did not achieve that, so I am just wondering what the future looks like, with a particular thought in my mind as to whether we need to sit early tomorrow to get him through the weekend.

MR WALKER: I would encourage that because it is going to take more than a day to finish the defendant. Currently, I cannot see any way that the defendant is not going over, and I am very keen to start the defendant today rather than us thinking, "Well, let's just start afresh tomorrow." My suggestion is to power on.

MRS JUSTICE COLLINS RICE: We power

on. We start the defendant today. It is unlikely we will finish him by Friday?

MR WALKER: I think that is right.

MRS JUSTICE COLLINS RICE: Yes, well, it is never desirable to have a witness sworn over the weekend but if there is genuinely no alternative, there is no alternative.

MR WALKER: We never know.

MRS JUSTICE COLLINS RICE: We never know. I will let you get on.

Re-examination by MR WALKER

Q. Ms Power, just so you understand, what is being suggested is that in actual fact you did not suffer any further reputational serious harm because of the tweets and the allegations that were made by Mr Turner. It is being suggested, so that you understand, that your further activities and the Terfs out of Art, that was why you were cancelled from events. Now, did Mr Turner's tweets cause you further serious harm?

A. Yes. I mean, people contacted me about them. He, like I say, is quite - at that time at least - quite a sort of powerful figure in the art world. He had this big project with this

very famous Hollywood actor. He makes these claims repeatedly about antisemitism which in itself is defamatory if it is untrue, which it is. You know, people were starting to see these accusations. You know, I spoke to people on the phone who were, like, you know, "We can't be seen to be working with you" and this kind of thing, and you know this happened kind of repeatedly. Sometimes people don't say explicitly what it is because they don't want to, like, admit that they're afraid but, you know, this is sort of what was happening more and more. I was targeted both through that gender critical comment and then because I defended Mr Miller and said that these weren't antisemitic things and then I started to be accused of antisemitism, fascism, neo-Nazism, duh, duh, duh, duh, right, by Mr Turner. So, there were kind of - there were different moments in this cancellation, if you like, like there were different moments where, you know, different bits were taken out of context but it did do serious harm to my reputation and people stopped working with me. People

stopped talking to me and, you know, it was absolutely horrible.

Q. In April 2019 were you due to appear on a feminist podcast?

A. Yes, as far as I remember.

Q. Called Feminist Internet?

A. Internet. I think I actually recorded the session with them and then they - it was very good, actually, but they pulled it, I think, under pressure.

Q. Do you think that was because of Mr Turner's Tweets?

A. I don't know if it's directly those Tweets at that time. I mean, I think at this point you have these kinds of rolling cancellations which involve all of these different things. You know, you've got the Tweets, you've got the anonymous open letter, you've got anonymous emails, sometimes emails written in people's names, people pretending to be other people, you've got a kind of, I don't know, like a witch hunt or a denunciation campaign, you've got people repeating actually what they hear, and this is actually how it works as well; it's like, you know, if

somebody says you're an anti-Semite, and people say, "Oh, didn't you hear, she's an anti-Semite now?" or something like that, or, you know, "Oh, isn't she a Fascist?" or, "Isn't there something dodgy?" You know, and that's how you create this kind of aura of like, you know, to get people to not work with you.

Q. Girls Like Us - what was that?

A. I think it's a magazine in Berlin. I may have got the date slightly wrong on this, I'm afraid. It's a long time ago.

Q. So, help us with that: Girls Like Us, was that before or after the Tweets that we are suing upon?

A. I think it was before. I think I had already been targeted by Lulu Nunn, who then works with Luke in terms of attacking me further.

Q. You have explained to us that you have made some mistakes in your document you signed.

A. Yes.

Q. You have been referred to the particulars of claim. You have had various statements

made and questions not asked, but about how you have not disclosed things. Are you a lawyer?

A. What? No.

Q. Are you legally trained?

A. I have an LLB but I'm not - from ages ago, but not, I'm not a lawyer.

Q. How have you found this whole experience in terms of this litigation?

A. A bit bewildering. A lot of this happened a long time ago and in fact lots of the attacks on me, it's difficult to remember which order they came in, to be honest. It feels like part of, you know, like an ongoing thing that has different moments.

Q. Are you trying the very best you can?

A. Sorry, yes, I really am trying.

Q. Help us with a couple of things. Bundle 1, tab 51 - bundle 2, tab 51, page 1910. I am sorry, bundle 3, I am told. It is the first tab, 1910. It was put to you that this was the - do you have that?

A. Yes.

Q. And you said you thought it was Mr Keller who first referred to Mr Turner's

wealth. Does that Tweet help you?
A. Yes, it's a Tweet from Daniel Keller from 2018 where he's saying that Luke Turner is an heir to a 49 million textile wholesaler, Turner Bianca, and then he has a screenshot of something that says, "Director, Mr Luke Turner, total assets 49.3 million" or something like that.
Q. Thank you. It was suggested to you, I think it was one of the first things that was suggested to you this morning, but I am just going to read to you what was suggested - that you were lying about your association with TruthLamp. It is at page 210 of the transcript from yesterday's proceedings and I am just going to read it: "I want to show you a paragraph in your statement of case, tab 9, page 232. Do you have that? A. Yes. Q. Paragraph 8.6 ..." and it says, "The second claimant [that is you] coordinated with the RealTruthLamp" and you say, "No." Is that still correct?
A. Yes, absolutely.
Q. "Sharing contents of an email ..." You go through here, and I am just looking for the -

you say at page 212 of this: "Do you accept that Mr Keller was the RealTruthLamp?" and you say, "Well, I think so. I don't know for sure. I mean, I certainly wasn't interacting with the RealTruthLamp." Are you saying there you knew that RealTruthLamp was Mr Keller or you did not know?
A. I didn't know at the time. I think I meant, when I said "interacting" there, I think I meant coordinating, because that was the question.
Q. And you said that this morning and it was suggested to you that that was a lie because yesterday you had said you knew who it was. Bear with me. Page 4809, which will be, probably bundle 6. Yes, so we go behind tab 241, I think.
A. Sorry, can you say again which one?
Q. Of course. I am so sorry. 241 in bundle 6 - do you have it? Take your time. There is lots of material. This is 4809 and it is page 241.
MRS JUSTICE COLLINS RICE: Tab 241.
MR WALKER: Do you have the page?
A. Sorry, 4809?

Q. 4809, this is a Facebook exchange between you and Doug Henwood. 1, 2, 3, 4, 5, 6, 7, 8, 9. "I feel compassion for anyone suffering. I don't like his destructive behaviour, but if he is unwell, then I would feel empathy." Were you trying to feel empathetic towards him?
A. Yes.
Q. 4849, which should be behind tab 245. By the way, it is not a race; take your time. You see the picture that we have been debating and then underneath that, "Nina Power", I am not going to read all of it, and you say this - I will read the whole thing: "Luke is a joke. He is the one trying to ruin people's lives with false accusations." And then you say this: "Anti-Semitism is a real problem and he and you and others have suffered from it, but Luke's campaigns are delusional. I have never said anything anti-Semitic and yet he's accused me and many others of it constantly. When we do say to him, stop, you're making it impossible to identify real antisemitism?" So, do you accept that anti-Semitism is a problem?

A. Yes.
Q. And are you accepting that there?
A. Yes.
Q. 4850 over the page, the third box down, "I am sorry he has suffered anti-Semitism but it's not from me or any of the other people I can see he's attacked." Do you see that?
A. Yes.
Q. Thank you. 4851, top of the page and perhaps you can read that?
A. "No-one is criticising Luke because he's Jewish but rather because he has spent years trying to cancel people for petty reasons."
Q. I think we are in volume 6, a complete coincidence that we are still there, but tab 186, please. Do you have that?
A. Yes.
Q. Marvelous. I am saying second paragraph after it says, "Hi Daniel et al ..." and then it reads this: "The real enemy ..." - is it Mr Miller who is sending this?
A. Yes.
Q. "The real enemy, in my opinion, and also the opportunity here, is the system." It was suggested to you that the purpose of this is

simply to target Mr Turner. Having read that, do you think that it was to target Mr Turner or to target the system?
A. No, it's to target the system in which these accusations are playing out and, you know, defaming and ruining people's lives.
Q. And then just at the bottom, the last paragraph, after the comma, " ... and instead starting to regard him as a symptom." The words there are "symptom" and "the real enemy is the system." Was this a call to arms to specifically attack Mr Turner or was it something else?
A. It's not a call to attack specifically Mr Turner.
Q. Can you help us what you understood? Because, let's be frank, there are quotes attributed to William Blake and Spinosa within it - this is a letter with ideas in it. What did you understand this letter to be saying?
A. I think it's an attempt to analyze the situation as me and Daniel understood it in December 2018, which is - you know, at that time people didn't really have the phrase,

"Cancel culture", I think maybe it was just starting to be used, but it was very obvious that what was happening was that particular people were being targeted within this system, using particular phrases, in order to lose them work and to destroy their reputation and to get them deplatformed. And the system, I suppose, is like a kind of, you know, it's like a system in which things like gossip and accusations are floating about and that people's names are being dragged through the mud, and if you get a little black cross on you, it felt like having a black cross on you, actually, like that you're marked and that people are allowed to attack you basically, it's like, if you stand up, as I tried to stand up for Daniel, and try to stood up for the truth, and try to say, also for the women, you know, like we should be able to talk about these issues, then you become like the target, you know, like people think that they're allowed to say whatever they like about you, they can say defamatory things, they can say untrue things, horrible things, they can pretend that you're, you know, this

awful person, and you're not. And it is incredibly hard to defend yourself against this weight of repeated accusations, you know, because people are afraid and that's what it's designed to do; it's designed to make people like hate you and be afraid of you and not work with you. And, yes, I think it is like a system and the art world is like a system within a system.
Q. Luddite - do you understand what I mean by the word Luddite?
A. Yes.
Q. Your appreciation of that - if it was to be suggested that technologically speaking you were somewhat of a Luddite, what would you say?
A. Yes, I mean, I certainly didn't, like I say, I didn't even know you could take screenshots. I do write online and I had a social media presence and I had several accounts that I deleted, you know, because I didn't need them any more, I didn't want them. I don't like technology. I was brought up - my parents are very into nature and they're quite sort of Paganistic, and I really -

you know, I try repeatedly to meet people in person, like I organised this event like where I said people can come and talk to me, I said somewhere that I'd like to buy Mr Turner a ticket, I say, "Let's talk in person, let's have a party, let's have a discussion, you know, face to face. Like, let's not do this online, it doesn't work." You know, and I think it's so - it's been really inhuman, actually, like this technology.
Q. Take a moment. Would it help to have a glass of water?
A. Sure.
Q. This is my penultimate one. Have you got volume 8? Tab 413, and could you to go 6204? Do you have it?
A. Yes.
Q. On the right hand side of the page, we have got a picture of a Groyper, have we not, or part of it? Just to make sure that we are at the same place.
A. 6205?
Q. Yes, the other side. So, I want you to be on 6204.
A. Yes.

Q. And the headline to this is, "Groypers." 6204, "Origins. 'Groyper meme..." and if we go back we can see this is the Anti-Defamation League, and I understood your evidence to say that they were a very well respected organisation. There is some debate about how it is perceived now?
A. I think I might have been getting it confused with the ACNU.
Q. In any event, 6204, "The Groyper meme emerged online in 2017, showing up on various platforms." Do you accept that?
A. That's what it says here, yes.
Q. You do not dispute that.
A. No.
Q. Help us - go to volume 3 and please go to tab 53, 2740 - do you have that?
A. Yes.
Q. You said, your evidence was Groyper - in 2023, do you accept that the Groyper memes had been adopted by the Alt-Right?
A. Yes, I think in some cases that's true, yes.
Q. Yes, so I am transporting you back to 2018 and can you just see on 2740 that - and I think this is the disclosure from the

defendant - "Groyper Wilhelm Friedreich Hegel"? Just remind us what your evidence was of who was adopting these cartoons?
A. Well, like I say, I think lots of people were. So, basically, you know, people were making them of famous philosophers and famous writers, and I think having your own one was sort of like a joke about one's own relative, you know, intellectual standing. You know, it's like, "Oh, imagine Hagel and me and you." Sorry, I didn't really answer. So, there's a Groyper there which is of Hagel, who is a philosopher.
Q. There we are. Any anti-Semitism or Right-Wing connotations from Wilhelm Friedreich Hegel at the time?
A. No, I wouldn't say so.
Q. There we are. Now, if we go over again to 2747 - we should point on, 2740, that is in 2018, that Hagel meme - if we go to 2747, and tell me when you have got it.
A. Yes.
Q. John Cussans Groyper - do you know who this person is?
A. Yes, John Cussans is a professor, of I

think probably art or culture. He lives in Stroud.
Q. Helpfully, it says September the 3rd 2018. So, anything anti-Semitic or Right-Wing when adopting this as far as you are concerned?
A. No, absolutely not.
MRS JUSTICE COLLINS RICE: Well, there is a comment, "Well, I suppose it's time I waded into this accursed cloaca."
MR WALKER: Yes.
A. I think that means Twitter, as in, "This terrible place."
Q. It is suggesting that you and Mr Miller by adopting these Groypers in 2018, the inference must be that you are part of an Alt-Right milieu, you are anti-Semitic and you are targeting him, you are harassing him - is that correct?
A. No, not at all. We were defending ourselves and I was defending other people from these defamatory and horrible and horrific and damaging accusations which weren't true. I have never, I have nothing to do with the Alt-Right or 4chan or - I don't

know, I don't even know what these - I have no connection with any of that.
Q. The Groyper, an image, it arguably becomes a symbol. The swastika. Do you see any parallels?
A. No. Sorry, I didn't understand.
Q. Initially - prior to the Nazis, the swastika was used for what?
A. I believe, in a different orientation, it was a Hindu symbol.
Q. Who was it adopted by?
A. By the Nazis, they turned the direction of the symbol around.
Q. How long had the swastika been a religious symbol prior to the Nazis?
A. I guess for hundreds if not thousands of years.
Q. Thank you. Can you go to volume 1, tab 38, please. Do you have that? It is page 619, a letter from ...
MRS JUSTICE COLLINS RICE: 619?
MR WALKER: 619, tab 38.
MRS JUSTICE COLLINS RICE: My tab 38 is somewhat deficient, and it is deficient in this respect also.

MR WALKER: I am so sorry. It may be that I have actually taken - do you have a page 639, my Lady?
MRS JUSTICE COLLINS RICE: I have got a 639, yes.
MR WALKER: Marvelous. That is actually the page, so I am saved. It was suggested in general terms to you that the DC Groyper Twitter account business, if I can put it like that, there was some problem with a lawyer's letter in response and in some way there was a failing of yours. If we look at this, can we agree - and I will read it: "We can only assume ..." - and this is from Mishcon de Reya, dated the 28th of October 2019 - " ... because your letter only refers to your client's Twitter account, DCXTV, and expressly not to his alternate account DCTV_OD@real ..." - I will stop there. Just have a read: it only refers to Mr Miller.
A. Yes, I think so.
Q. Thank you.
Q. My Lady, is there anything that arises from my re-examination?
MRS JUSTICE COLLINS RICE: No, thank

you. I have just got, if I may, just to finish your session by exploring a little bit about the milieu within which you use social media, as I did with the previous witness. Now, as I understand it, and again this is an opportunity for you to correct me if I am wrong, and I do not want to put words in your mouth, I want to just reflect back an impression and give you an opportunity to correct it if you wish to: so, as I understand it, you are a philosopher, you have got an interest in feminist issues, cultural issues perhaps more generally, and by cultural I mean both in a very broad sense, societal issues, and in perhaps a narrower sense of music, art and so on, and you share with the previous witness an interest and have a vehement position on cancel culture - am I getting this right?
A. Yes.
Q. Yes. But you are also, as I understand it, an art critic, so you write on art, criticism, and I am interested to explore a little bit about that. Would I be right to understand that, as an art critic, you would approach any

image with a critical, contextual, interrogatory eye? You are a sophisticated consumer of images, if I can put it that way?
A. Well, I'd like to think so.
Q. Yes, and, again, do not read anything particular into these questions, I am just trying to orientate myself to your evidence as a whole, so that when I am looking at it and interpreting it, I am doing so within the right context. Would you say you were an art critic rather than an artist?
A. Yes.
Q. Yes, the other parties in these proceedings describe themselves as artists.
A. Yes.
Q. Yes. And are you aware of the art they have produced?
A. To some degree, yes, in both cases. I mean, in the case of Mr Turner, only latterly in relation to the trial, to be honest, and Mr Miller, yes, I mean, I've known, well, I knew him a long time ago and then we reunited, so I knew some of his work from when he was younger.
Q. With your art critic hat on, could you

briefly describe Mr Miller's work to me?
A. Yes, I think it's very intellectual, it's very playful and often theatrical. He talked about yesterday this University of Muri project where basically he takes on these kind of persona of famous intellects, both male and female, poets and Andre Breton, the surrealist, and performs kind of as them, gives kind of performance lectures, and I saw him do performance lectures when he was younger. I think his work is sort of - yes, it's very conceptual, it's very intellectual and it's often very philosophical, it's to do with ideas and poetry and the nature of writing and thought in general.
MRS JUSTICE COLLINS RICE: I mean, I do not want to take you down this next bit any further than you wish to go, or, indeed, to labour the point, but from what you have seen of Mr Turner's work, how would you - I mean, not as a litigant, let me put it that way; not as a claimant in these proceedings, or as a respondent to these proceedings - but can you describe in as neutral a way as you do or do not choose to make of it; can you describe

what sort of work this is.
A Yes. I mean, I think the He Will Not Divide Project, which is the, you know, maybe the major project that he is known for that he did with a female artist and also did with Shia LaBeouf, the actor, was an intervention into a political discussion, actually, to do with Trump. You know, "He Will Not Divide Us", the "He" is referring to Trump perhaps, amongst other things, and it is an attempt to, sort of, intervene, I think, into a political row. I mean, a very public, very provocative, almost trolling way. I think the project was actually using some of the sort of internet behaviour, including anonymity, trolling and a lot of the things that you see associated with, you know, the so-called alt-right, and to try to capture that energy and try to make a really political statement, you know. And I think it was designed to be provocative and to generate, actually, potentially, a hostile response, to be honest. I think that is what it was trying to do.
MRS JUSTICE COLLINS RICE: That is

very interesting. I think that is all I wanted to ask you, but that has helped. Now, as with the previous witness, I will give you an opportunity, if you wish, to - if there is anything that you think, "Oh, I wish I'd said that differently from the witness box", for you to clarify, or correct, or anything else, but there is no obligation - well, no suggestion you ought to. It is a matter for you.
A Yes, I think, my Lady, I would just like to say, I am sorry for getting some of the dates and everything wrong. It is a bit confusing some of the order of what happened. I mean, I would just like to say that I am in favour of dialogue and, you know, I think that people do disagree, and we have to talk about our disagreements, and I think there are difficult ideas in the world, and we should try to understand them. And you know, I think this culture of denunciation and not talking to people, and not platforming and cancelling them, and accusing them of defaming them, it is like authoritarian, and I think it is a backward step, actually. It is not liberal, and

it is not democratic, and I have always been on the side of defending people's right to protest and to freely associate and express themselves as artists and writers, and that includes dealing with difficult ideas and disagreements. And that is really what I stand for as a (inaudible), as human being and a critic.
MRS JUSTICE COLLINS RICE: Thank you.
Does anything arise out of any of that? No. Well, it just remains for me to thank you very much again indeed. We have asked you a great many questions and you have given us a very great deal of evidence. I know it is a very stressful experience, but I just want to thank you again for all the information that you have given me to enable me to do my job.
A Thank you, my Lady.
MRS JUSTICE COLLINS RICE: Thank you very much indeed. Your session is over now.
A Thank you.
(The witness withdrew)

MS EVANS: My Lady, perhaps while there is a turnover, as it were, I can just mention something that needs to be corrected that was said in submission by Ms Grossman earlier on, just to clear it up. Do you remember that she got to her feet to talk about this email that had been sent, and whether it had been disclosed by one side or the other?
MRS JUSTICE COLLINS RICE: There was an issue about professional privilege.
MS EVANS: Well, it is not a privilege issue.
MRS JUSTICE COLLINS RICE: Oh.
MS EVANS: It is about who disclosed it, that is all.
MRS JUSTICE COLLINS RICE: All right.
MS EVANS: Now, it was said, and I think it must be just a misunderstanding on the other side, but they had disclosed this email because it has the name of someone from --
MRS JUSTICE COLLINS RICE: Oh, yes, I remember, yes.
MS EVANS: -- their firm at the top. My team have checked this, and it was not disclosed by the claimants. It was disclosed by the defendant, and the reason that the

name of, I think, a paralegal from the other side was at the top, is because it was printed by them for the bundle.
MRS JUSTICE COLLINS RICE: Is that agreed?
MR WALKER: I do not know. I can find out, but I am not sure much turns on it.
MRS JUSTICE COLLINS RICE: Well, I am --
MR WALKER: I am sure my learned friend is correct and is as meticulous as ever.
MS EVANS: That is why I thought it a correct, because it is a small point.
MRS JUSTICE COLLINS RICE: Right.
MS EVANS: I am not making more of it than that.
MR WALKER: Well, I do not -- I agree, it is a small point.
MRS JUSTICE COLLINS RICE: Thank you. Just a small point.
(After a pause) Do you want to assist the witness to just tidy up and - thank you.
MS EVANS: So, my Lady, I think - that is the claimant's evidence. So, if I may proceed to call Mr Turner once the box is

clear.
MRS JUSTICE COLLINS RICE: The plan is still that we finish at normal, sort of, time today?
MS EVANS: Yes. Are we going to start at 10.00 tomorrow?
MRS JUSTICE COLLINS RICE: Well, perhaps we see where we get to by close today, but we can - I mean, if we have got a bit of catching up to do, there are a number of options, and it might be worth turning over what they are.
MR WALKER: We are certainly going to -- there is a half a day that is reserved for Mr Turner's father, in terms of the questions, and there will be about four or five.
MRS JUSTICE COLLINS RICE: Yes, so that will take no time at all.
MR WALKER: Perhaps half a day is an overestimation. So, we are going to save some time there, if that is of any assistance.
MRS JUSTICE COLLINS RICE: I mean, I suppose if we do get out of kilter, we have the non-sitting day, do we not --
MR WALKER: We do.

MRS JUSTICE COLLINS RICE: -- on Tuesday. I suppose if the worse came to the worse --
MR WALKER: That would concentrate minds.
MRS JUSTICE COLLINS RICE: Well, I know you have other plans for that day.
EVIDENCE OF LUKE TURNER (affirmed)
EXAMINED BY MS EVANS
Q. Mr Turner, you should, look, please, at bundle 1, which is on the top shelf. Thank you. I am going to ask you to turn up your two witness statements, and the first one is at tab 31, starting at page 455. And then if you go to the back of that, on page 599, is that your signature?
A. Yes.
Q. Is that your witness statement?
A. Yes.
Q. Are the contents true?
A. Yes.
Q. Could you go forward to 33A and go - this is your second witness statement. Please look at 614C, and is that your signature again?

A. Yes, it is.
Q. And does it contain your true evidence?
A. Yes.
Q. Thank you. If you wait there, there will be some questions for you.
CROSS-EXAMINED BY MR WALKER
Q. Mr Turner, you heard, I think, just over a day's worth of evidence from Mr Miller, and I wonder whether you can help: is that the first time that you have heard him speak yourself?
A. In person, it is, yes.
Q. Yes. And so, you would have listened to his evidence carefully?
A. Yes.
Q. Was there any moment during the course of his evidence that you thought to yourself, "Crikey, I might have got this wrong, you know. He's not an anti-Semite"?
A. No.
Q. So, you will not countenance the fact that he may not be an antisemite? Is that your evidence?
A. I have read his output over the last five years, including his attacks on me, which I

considered anti-Semitic. I have heard his explanations for them, and I maintain my opinion that he is anti-Semitic based on that evidence.
Q. Unshakeable in your belief, both Mr Miller and Ms Power, are anti-Semites and they are driven to the distraction of your reputation and have harassed you. That is your evidence?
A. Yes, my evidence is in my witness statement where I go through methodically the harassment I have received from both the claimants and the anti-Semitic nature of it.
Q. Mr Turner, you instructed lawyers. It is Mishcon de Reya. You instructed lawyers to represent you from the outset of these proceedings, did you not?
A. Yes, I did.
Q. And you understand that the term "instructing lawyers", it means that you give the instructions to lawyers, and they work on the basis of those instructions?
A. Yes, that is correct.
Q. It is not the other way around? Yes?
A. Yes, that is correct.

Q. What I am going to do now, Mr Turner, is just, in general terms, put the claimants' case to you, and then we will go on to questions. But you understand that the issues for the court to determine are as follows. Were death threats made against you by Mr Miller. You understand that?
A. Yes.
Q. Were threats of violence made against you by Mr Miller.
A. Yes.
Q. You understand that that is not accepted on behalf of Mr Miller?
A. Yes.
Q. And you understand that the next issue is whether Mr Miller and/or Ms Power harassed or engaged in a campaign of harassment against you.
A. Yes.
Q. And that is not true, is it? They did not?
A. They did, and the evidence, I believe, shows it.
Q. And whether Mr Miller started a campaign of anti-Semitic harassment against you. You understand that submission?

A. Yes.
Q. And I suggest that that did not happen. Do you understand?
A. Yes, I -- the evidence showed that that did happen.
Q. I have got three more. And whether Ms Power engaged in that anti-Semitic campaign. You understand that?
A. Yes.
Q. And you understand that that is disputed?
A. Yes.
Q. Whether Mr Miller or Ms Power are anti-Semitic.
A. Yes.
Q. I think we have gone over that. And whether Mr Miller is a racist, homophobic, transphobic, ableist and/or misogynistic.
A. Yes.
Q. So, there are two others, I think. Whether there was any public interest in you publishing your allegations.
A. Yes.
Q. And whether you were replying after having been attacked yourself. You understand those to be the issues --

A. Yes.
Q. -- in general terms? Thank you. Mr Turner, you deliberately manipulate information and events to mislead other people, do you not?
A. No, I have never done that, no.
Q. And you have sought to manipulate these proceedings, have you not?
A. No.
Q. Well, help us with this. Can you go to bundle 1, tab 38, page 695.
MRS JUSTICE COLLINS RICE: I am sorry to be tiresome, but that is part of tab 38 that I do not have.
MR WALKER: I am so sorry then.
MS EVANS: I think we have got a complete set which has come up.
MR WALKER: I, myself, there are various bits, new bits, I do not have, but --
MRS JUSTICE COLLINS RICE: Thank you. And the page is?
MR WALKER: The page is page 695. It should be a letter from the defendant's solicitors with nine points, and it is point nine.

The is a letter from your solicitors acting on your behalf, yes?
A. Yes.
Q. And it says at paragraph 9 that: "We further note that at some point between 4 and 10 December 2020, your client, Ms Power, deleted the vast majority of her Twitter account?" Have you read that?
A. Yes.
Q. So, you knew at that point that Ms Power had deleted some tweets.
A. Yes.
Q. And you were, effectively, through your lawyers, you were saying, "Where have they gone?" Yes?
A. Yes.
Q. And you were seeking your lawyers to find out. Yes?
A. Specifically, that paragraph says, "Please provide an explanation for Ms Power's deletion of these tweets."
Q. You said the word "explanation" because, of course, you were concerned that there was something valuable in those tweets that your lawyers remarked within that paragraph,

should have been preserved.
A. Yes.
Q. And the point, Mr Turner, you hoped to exploit was that you could no longer get this information because Ms Power had deliberately deleted that material.
A. That is correct.
Q. And you wanted to say, "Look, she is hiding something, this woman." That is what you wanted to say.
A. I think that is what the fact of the deletion shows.
Q. Please turn to page 2 of your witness statement --
A. Yes.
Q. -- and that would be bundle 1, tab 31, page 456. Do you have it?
A. Yes.
Q. It is at the bottom. It is a footnote. "When I refer to this witness statement to the archive", do you see it?
A. Yes.
Q. You knew very well what the tweets said because you had already archived Ms Power's Gorsedd account, had you not?

A. No, that is incorrect. I had archived it up until 12 July 2019. The deletion came on 9 and 10 December 2020.
Q. Come on, Mr Turner, you knew because there was a series of -- there were a series of letters, were there not, between lawyers, because you had been found out that you had archived Ms Power's tweets. You knew that, did you not?
A. No, sorry, that is incorrect. I had -- already, at this stage, disclosure had happened, and I had disclosed all the relevant tweets that I had archived.
Q. You accept that what you were trying to do, is you were trying to exploit the fact that Ms Power had deleted these tweets so that you could say, "Look, the inference is that you are trying to delete your tweets because you have got something to hide." Are we in agreement with that? That was your evidence before. Yes?
A. The letter says, "Please explain the deletion." At that point of the deletion, which was the day after the claimants served their amended particulars, or amended reply -

I cannot quite recall. At that point - it was the following day from that - at that point, that was before disclosure. Our defence -- my defence referenced a handful of those Gorsedd tweets. She would not have known at that point what I had preserved, and her deletion, I think, was trying to pre-empt perhaps more coming out and which I disclosed everything of relevance that I had when disclosure finally happened at the end of January of this year.
Q. Okay. Please go to bundle 9, tab 425, and it is page 6351.
MRS JUSTICE COLLINS RICE: Please could you repeat the page.
MR WALKER: I am so sorry, my Lady. It is bundle 9. It is tab - I do not have tabs, but it is page 6351.
MRS JUSTICE COLLINS RICE: 6350?
MR WALKER: 6351.
MRS JUSTICE COLLINS RICE: 6351.
MS EVANS: It is tab 425, by the look of it.
MRS JUSTICE COLLINS RICE: Yes, I have that. Thank you.
MS EVANS: Yes.

MR WALKER: This is a message from - I am so sorry. Have you got it? You have got it. This is a message via an encrypted social messaging app called Signal, is it not?
A. Yes, it is, and tied to that, most messaging apps are encrypted these days.
Q. You are messaging someone called Catherine Chapman(?)?
A. Yes, that is correct.
Q. You send her a link to the archive of tweets that you have of the Gorsedd Six account.
A. Yes, that is correct.
Q. The date is redacted, but you can confirm that the date of that message is around the end of October/beginning of November.
A. Sorry, the?
Q. The date of that is it is October or November. Do you remember?
A. Sorry, October or November of what year?
Q. 2021.
A. 2021. Yes. Yes, that is -- I am just trying to verify that.
Q. If you go over the page.

A. Yes.
Q. Can I just help?
A. Yes, but that --
Q. Go over the page. It is 4 November 2021.
A. Yes, that is -- thank you.
Q. It is not like you have suddenly forgotten. I am going to suggest to you, you answered a previous question very carefully about disclosure and dates of disclosure.
A. Yes.
Q. But you did not forget that you had archived her tweets, did you?
A. No, I -- we disclosed. My lawyers decided on the relevant ones, and they were all disclosed, and you will find most of them in tab 42, I believe.
Q. And those messages that you disclosed to Ms Chapman, you were providing that archive to Ms Chapman who you hoped to call as a witness in this trial, for the purpose of this trial, yes?
A. The purposes of this correspondence was discussing her potentially giving witness evidence, and I know there has been some

conversation about the status of this conversation.
Q. And at that stage, you had not disclosed that you had an archive of Ms Power's tweets, had you?
A. This was before disclosure, yes.
Q. You knew you had them, and you had not.
A. Sorry, this is before disclosure happened. This is --
Q. And subsequently, what you tried to engineer is a situation where there were letters back and forth suggesting that the deletion of those tweets was, in some way, sinister or to hide something which would have been damaging to Ms Power's case. That was the purpose, was it not?
A. Well, I believe it does show that. The question is not of my withholding something before disclosure. It is a question of her deletion of it, of her own material before disclosure, and it is notable that the second claimant did not disclose any material from her Gorsedd account.
Q. And subsequent to the back and forth

between lawyers, you deleted the archive from your page, did you not?
A. No, I never deleted it.
Q. You never deleted it from your page?
A. No, it has not been deleted.
Q. You knew about this archive. You sought to hide the fact you had it to manipulate this process into fitting the narrative that you wanted it to fit. That is correct, is it not?
A. No, the archive -- the relevant tweets from the archive have been disclosed.
Q. You instructed and agreed that through your lawyers, you would seek to draw an inference from Ms Power's inability to disclose that material, did you not?
A. I think the inference to be drawn is on her deletion of the entirety of her tweets from that account before disclosure had taken place, and before she had any knowledge as to what I had preserved, which included her harassment of me.
Q. Can you --
A. That is the inference.
Q. I am so sorry, I did not mean to cut across

you. Volume 1, tab 38, and the page is 762.
MRS JUSTICE COLLINS RICE: Now, I am missing pages 761 to 764 inclusive.
MR WALKER: I am sorry.
MRS JUSTICE COLLINS RICE: Thank you.
MR WALKER: Page 762 goes over to 763. Does my Lady have it?
MRS JUSTICE COLLINS RICE: Yes, thank you.
MR WALKER: Thank you.
This is a letter from Patron(?) Law to your solicitors asking about an exchange between them -- asking about the exchange between them and Ms Chapman, and it is dated 12 September 2023. Can you see that?
A. Yes.
Q. And it reads:
"Presumably your firm will be aware whether or not it had written to Ms Chapman, and whether or not the disclosable documents existed. No doubt you will be aware of the significance of this issue, given the adverse inferences that you seek to draw. If they are in your client's possession or control, you

must disclose them."
Yes?
A. Yes.
Q. And you thought that this presented you with the opportunity to exploit Ms Power's inability to produce that material, did you not?
A. Sorry, I thought by what?
Q. You thought, by not saying, "Do you know what, no-one worry. No-one panic. I've actually been obsessively archiving all the tweets of these people because I've been following them since 2018." You were getting your lawyers to ask for it and say, "Look, if they don't pony up with the material, we'll seek to draw an adverse inference from her failure to do so." That was the purpose of this exchange between lawyers, as it not?
A. Sorry, am I reading - are we on 762?
Q. Yes, we are.
A. Yes, this is --
Q. And I have asked you what your purpose was, Mr Turner, in instructing your lawyers.
A. Yes, but the point was, the negative

inferences to be drawn from her deletion of the tweets before disclosure.
Q. Which you had anyway.
A. That is incorrect. I only had an archive which was created by the "save page" feature on Google Chrome on 12 July 2019. There is an 18-month period between July 2019 and December 2020, and I had only very limited tweets from that period which amount to a number -- close to a hundred, at least, that I know. And it could be more, I just do not know, because at that stage, the account was private and I could not access it, and obviously that material has now been deleted.
Q. Moving on. Tab 6, the re-amended defence and Part 20 counterclaim, page 131. 22.3.4. It is in red.
A. Sorry, what was the page number?
Q. It is 131, Mr Turner.
"In respect of 18.3.3, specifically in light of, (one) the fact that the second claimant deleted the overwhelming majority of her tweets for her Gorsedd6 Twitter account on or around 9 to 10 December 2020", it goes on, bla, bla, bla. Flip towards to the end. "It

is to be inferred that the claimants have known all along that their claim has not been brought because they genuinely believe the publications complained of have caused them serious reputational harm, or are likely to, and it is being brought for the improper purpose of continuing the harassment of the defendant."
Can I just cut to the chase? You wanted to make the point that the deleted tweets by Ms Power was because she had something to hide.
A. Yes, I do.
Q. And you had them.
A. No, that is incorrect. I did not have them all. The archive was made on 12 July 2019.
Q. You were look --
A. She deleted - yes.
Q. I am so sorry.
A. Sorry --
Q. Please finish your answer.
A. I do not need to.
Q. You were looking to manipulate this -- to exploit this situation and manipulate the process, were you not?

A. No, absolutely not.
Q. And after the letter from Patron Law on 12 September 2023, you deleted that archive from your website.
A. No, that's incorrect.
Q. That was another attempt to manipulate the process, was it not?
A. What was another --
Q. I am suggesting that you deleted the page on your website which allowed someone going to the website the ability to go to the gorsedd six tweets.
A. No, the page was not deleted. It was made not public but all the material was there.
Q. So there was a change in -- So I understand you correctly, prior to 12 September it was accessible to the public but after the exchange of letters you changed it so it could not be accessible to the public. Is that correct? It is your website.
A. I think after the - it wasn't after the exchange of - there was continuous correspondence. At some stage I was going through my messages to Catherine Chapman

and saw that I still had that archive there that I thought no longer needed to be public, it's all been disclosed.
Q. Come on, Mr Turner. Your lawyers got the letter from Mr Miller's lawyers and Ms Power's lawyers saying: "Do you know what? We cannot see what was already on your website. Could you put it back up?" Do you remember that?
A. I remember the letter.
Q. And then you put it back up, did you not?
A. Yes, because I had no reason for it not to be public and the reason for why I thought it no longer needed to be on my server when no one had the link was because it was there actually for my ease of reference to because it was an html page that isn't so easy to access on your desktop and you have to view it in a browser just to have an address that they can go to to view it, so I was reminded of that, oh, that's still on line, it doesn't need to be, it's all been disclosed. So that was the reason for that.
Q. Who reminded you?
A. The messages. There was a letter from

Patron Law about my messages to Catherine Chapman which we had disclosed the existence of but they came under the section about them being material which was the purposes of obtaining witness statements, but it became evident that those messages had been passed over to the other side somehow by Ms Chapman and I went through those and saw that this is still on my server, it doesn't need to be there, there's no reason, it's all been dealt with, so I --
Q. Let us break this down.
A. Yes.
Q. Messages deleted by Ms Power. Result: she is trying to hide something. I will ask my solicitors to ask her where those messages have gone. Are we in agreement on that?
A. Yes, correct.
Q. When I say "result" I mean this is a position that I can exploit in litigation. Do you understand that?
A. No, I don't consider this an adversarial thing where one is simply scoring points. I am being sued in this action. I have no choice but to respond and also bring my

counterclaim for harassment. It's a very serious process.
Q. You had anyway, despite seeking to ask about the content of those tweets, you had them.
A. No, that's incorrect. I had some of them.
Q. And then when there was some correspondence from Patron Law asking about your archive, you made it not viewable to the public. Is that correct?
A. That's correct. I didn't delete it. It's still preserved and it's still public again actually, and when --
Q. And you - I am so sorry.
A. And I had already disclosed, as the letter from my lawyers that follows, that letter from Patron Law says they had already disclosed all relevant tweets that were relevant to the proceedings.
Q. It was not all the tweets on there though, was it?
A. No, there were tweets on there which were of absolutely no relevance, my lawyers determined, of no relevance to proceedings and for proportionality they were not

disclosed because they had no relevance to proceedings.
Q. So the tweets that you were asking: "Where are these tweets? You have deleted them because they are bad" - you decided you would, first of all, not disclose them and also you would make them not viewable by the person who made them. Am I understanding that correctly?
A. Sorry, you'll have to break that down a bit.
Q. The tweets that we are concerned with: you decided, firstly, that you would not disclose all of them. Correct?
A. Are we talking about the tweets of my July 2019 archive?
Q. The tweets that you had archived on your account.
A. I didn't, and the way I understand the disclosure process works, it's not for me to determine what to disclose. I had a forensic disclosure process where the entire contents of my laptop and phone were downloaded by a forensic digital expert - he's got a more formal title - and then my lawyers

meticulously went through it over the course of several months and they determined what was relevant to proceedings and disclosed everything there.
Q. So we make it clear, the tweets themselves, the absence of your ability to have them disclosed to you by Ms Power is a point that you sought to make.
A. There are two points. The first is the tweets that were not obviously, because of the time duration, the 18 months after my archive, I did not have and will never know the contents of. And the second point is the point of the timing of her deletion, there is the point about that being at that stage she did not know that I had archived the extent of her harassment on that account and other interactions with the far right at that stage, because that was before disclosure. And she deleted them at that stage of our cases in order to hide them.
Q. There is nothing in those tweets that is of far right, anti-Semitic or anything, is there?
A. That isn't correct. Are we talking about the -- Which tweets are we talking about?

Q. The ones that you had.
A. The ones that have been disclosed.
Q. The ones you had.
A. The ones that I had and my lawyers have and which were not disclosed, which were not relevant to be disclosed. There was perhaps a proportionality aspect as to how many engagements with the far right was relevant to the case, because the ones specifically extensive engagements with ParallaxOptics were absolutely of a far right and extremist nature. I can take you to the documents if required.
Q. The tweets that you had were not in any way supportive of the far right or anti-Semitism. That is, for the avoidance of doubt, the ones that you had archived and you had then gone on to stop the public from viewing on your web page.
A. That's incorrect. The web page does contain some extreme --
Q. Not the webpage, the tweets.
A. Yes; the tweets which we're talking about, the archive made on 12 July, which is just at the timeline of the gorsedd six account

made on 12 July 2009 - it does contain what I would class as extreme far right material, in particular engagements with ParallaxOptics.
Q. From the gorsedd six account, the tweets that you saved of that on your website.
A. Yes, those particularly, all the engagements there that appear on that page, were disclosed and are in tab 42.
Q. To move on, what you do, Mr Turner, is you have a habit of deliberately manipulating material to distort the contents, do you not?
A. No, that's completely untrue. I've never manipulated any material.
Q. And on 28 July 2021 there was a hearing called a trial preliminary issue presided over by my Lady, and on 30 July do you remember this, Mr Turner: you updated your website news section with the following headline: "High Court rules in my favour on key issue of fascism in Nina Power and Daniel D C Miller's libel action." Do you remember updating a news item?
A. Yes, that was an article I published in the most neutral terms possible, which was worded with my lawyers to ensure I was

being as accurate and neutral as possible.
Q. So we are clear, you accept that the website news section, the headline was: "High Court rules in my favour on key issue of fascism in Nina Power and Daniel D C Miller's libel action." Yes?
A. Yes, that's correct.
Q. And you quoted bits of the judgment and also included a link to that judgment.
A. Yes, the full judgment.
Q. Same volume 1, and I am sure lawyers are familiars with this, but tab 20 page 335, at paragraph 40 of the judgment, the ruling her Ladyship ruled this. Do you have the relevant paragraph, 40?
A. Yes.
Q. " The Claimants are at liberty to insist in due course that mentions of fascism belong in the uncomplained of penumbra rather than the complained of core of the objection to these publications." Within your article in neutral terms you said this: "This is an important judgment and it recognises that I'm entitled to defend Mr Miller and Ms Power's claim on the basis that allegations of

fascism form part of the meanings of my tweets." That is what you said, is it not?
A. Yes, that's correct.
Q. And that is not true, is it?
A. It is true. That is what the separate section - my Lady's ruling she will remember that - and I'm sure my lawyers can find the specific part, and it is quoted in my article, where it said - where you ruled that the meaning of my tweets was that they were alt-right or fascist and that had some effect on the meaning and the nature of the campaign, and at that hearing the claimants attempted to argue that they were not meanings to be found in my tweets.
Q. I suggest you were basically claiming victory in your report when you said that. You are claiming victory that you were able to defend your claim on the basis of allegations of fascism.
A. I was reporting on trying to give as neutral a presentation of my Lady's ruling and especially in the context of - and there is a line in the article that makes the point that this was - that they had argued in court that

fascism was not a meaning that my tweets bore and that was in stark contrast to their crowd-funding, which the crowd-funder titled "Harassed and falsely labelled a fascist", and that was the basis of which they crowd-funded their action against me. So I thought that was an important contrast to make.
Q. I am suggesting that your news article claiming victory over what had been very clearly at paragraph 40 described as the uncomplained of penumbra, you deliberately misrepresented the ruling to appeal to anyone who was looking at your website. Do you agree?
A. No, not at all. I linked to the full ruling and I cited passages which were ruled in my favour. The article doesn't proclaim victory; it says "rules in my favour on an important issue", and I considered it an important issue. I felt it was a very measured and neutral article with which my lawyers helped me with the wording because I was very conscious of not wanting to appear to be biasing anything.

Q. That news article is the current pinned tweet on your Twitter feed. Correct?
A. I have since updated that article with a line about the application to appeal the judgment which was denied, and also a date for the trial date, and that is my pinned tweet.
Q. Is that news article the current pinned tweet on your Twitter feed?
A. Yes.
Q. This is another example of you manipulating the events and information to distort the truth, is it not, Mr Turner?
A. No, it is not.
Q. Whilst we are here, do you recall writing within that post on website that you would like to thank your lawyers for their meticulous work on the case over the past two years; you would also like to thank your friends and family for the unbelievable support that they have provided, both emotionally and financially, throughout each stage of these lengthy proceedings?
A. Yes, that's correct.
Q. And in terms of your financial support, you were specifically thanking your father

for supporting you financially and paying for your legal fees. Correct?
A. I didn't specify any names.
Q. But that is correct.
A. Sorry, what is the question? The article does not say that.
Q. You are specifically thanking your father.
A. No, the article doesn't say that.
Q. For his financial support.
A. It says my friends and family.
Q. Yes, and I am asking you, are you specifically thanking your father for his financial support?
A. No, I'm specifically thanking my friends and family. I don't specify what friends and what family members, if that's what you are asking.
Q. Was it your father who was providing you with the financial support or was it another member of your family or was it another member of your friendship group?
A. The support, if you want to go into --
Q. Who was it?
A. Sorry?
Q. Providing financial support?

A. So the first stage of these legal proceedings, I was provided with extremely generous financial support by Mr LaBeouf.
Q. I am sorry, I did not hear that.
A. Sorry. The first phase of these legal proceedings, I was provided with extremely generous financial support by Mr LaBeouf, my colleague at the time in LaBeouf Franker & Turner, and following that my father has made extreme sacrifices to help and to fund me through this process.
MRS JUSTICE COLLINS RICE: I am just wondering where this line is going.
MR WALKER: I am moving on but I will elaborate in due course. (To the witness) Can I move on to the next slightly different subject, Mr Turner. It is right that before any interaction with Mr Miller or Ms Power you had been on the receiving end of some unpleasant attention from individuals of the far right.
A. I think that's an extreme understatement, yes, but I deal with that in my witness statement so I won't go over it.
Q. Well, this is your evidence and I am

asking you a question. Is that correct?
A. I wouldn't use the word "unpleasant"; I think that minimises it. I would say it was extremely frightening and it included attempts on my life, instances of arson and some of the most atrocious targeting, especially anti-Semitic in nature.
Q. And this was before you met Mr Miller or Ms Power.
A. I had never met Mr Miller until the - well, I haven't met him - but the first time I encountered him, I was in the same room as him, was at the TPI two years ago.
Q. Before any engagement with Mr Miller or Ms Power, you had been on the receiving end of some unpleasant behaviour.
A. Again, with the caveat that I don't accept the term "unpleasant", yes.
Q. Mr Turner, you accept that you have made a statement which suggests various things have happened to you. The only information within to corroborate that account is what you say in your statement. Within the bundles there is no supporting documentation.

A. For which, which information?
Q. The death plot in Finland, 27 bomb hoax attempts, various other things that you say have happened to you: you have provided an account within your witness statement. Correct?
A. Yes, and there has been additional evidence disclosed and there is some in the bundle, the documents in the bundle, that evidence that.
Q. In the absence of material to help us assess what may or may not have happened to you, I am accepting that you have been on the end of unacceptable, unpleasant behaviour. I am characterising it in that way. Do you accept that you were on the end of unpleasant and unacceptable behaviour?
A. I accept I was on the end of unpleasant and unacceptable behaviour and the, for example, the murder plot in Finland, the arson attacks, which there are documents in the bundle that go to that, and if the point you are making is that the only evidence of those is what is in my witness statement, that is not accepted and there are various news reports

contemporaneous at the time and also letters from museum directors who were involved during these instances and attacks which involved the police quite often across multiple countries. There are documents in the bundle, there are documents that aren't in the bundle because it wasn't deemed to be proportionate, but yes, it's not accepted that the only evidence of those is in my witness statement.
Q. This happened before you called LD50 an outright Nazi space.
A. Yes, those events happened before.
Q. Because what we are concerned with is the exchanges between you, Mr Miller and Ms Power. I am asking you: you have been on the end of unpleasant behaviour prior to you being involved in your initial exchange over LD50. Is that correct?
A. Yes.
Q. And in your witness statement you explain some of the consequences of being involved with the piece of art "He Will Not Divide Us". Yes?
A. Yes.

Q. Some of the consequences that I am referring to specifically is that your address was disclosed. Is that correct?
A. Yes.
Q. And you say that far right activists began to appear outside of your flat in Belsize Park. Yes?
A. I haven't given my address, but --
Q. If it helps, Mr Turner, it is paragraph 88 of your witness statement.
A. Sorry, what's the tab and page?
Q. The tab number is 31, and if it helps you, you say in mid-August 2017 - this is prior to these events - you were already having all this unpleasantness happening to you.
A. Yes.
Q. That must have been very distressing.
A. Extremely.
Q. And it must have caused you considerable stress.
A. Yes.
Q. And you describe that period as being particularly intense at paragraph 81 of your statement. Do you agree with that?
A. This is referring, yes, particularly to the

targeting of my flat, yes.
Q. You describe during the period between 14 August and 24 August, you living "in fear and in the dark in my flat. I left my home only once during this period until 14 September 2017 (that occasion was on 24 August 2017 when the police spent time at the property. I was too terrified of what would happen to
me if I was identified and wanted to give the impression that the flat was vacant and that I was
not inside. I did not switch on my lights at all during this period, and I slept on the sofa because
I was simply too petrified to sleep in my bedroom, which is located at the front of the flat. I
sustained myself on supermarket-delivered groceries. If I had not been monitoring these forums
at the time, I would likely have been the subject of at least a very aggressive confrontation or
staged incident in the street. This therefore

reinforced to me the importance of monitoring
accounts or forums which could be a threat to my safety."
A. Yes, that's correct. They were particularly on Achan and Discord, particular far right Discord servers at the time that I was watching as a result of all the previous targeting that had happened up to that point. This is when they began targeting my flat and then they were even posting videos, live-streaming outside of my flat, shouting far right slogans, turning up dressed in Pepe the Frog masks - or a mask, a skull mask, Pepe the Frog insignia and a flag that says "Praise Keck", which is based on the Nazi flag, etc., etc. This went on intensely during that time, which came just after Charlottesville Unite the Right Rally, Charlottesville, which the slogan with a torch-bearing Nazis marched to was "You will not replace us, Jews will not replace us", which was coined earlier that year in response, in front of my artwork "You Won't Divide Us" in New York. So yes, I was extremely frightened that this

event had happened in Charlottesville that had led to the murder of a peaceful anti-fascist protester and now I was becoming the target of the alt-right in this intense way.
Q. There is absolutely no criticism of you, Mr Turner, but am I correct that you characterise it as follows: you were living in a period of essentially hypervigilance over that period.
A. Oh yes, absolutely.
Q. And much of your time was spent online. Yes?
A. Yes.
Q. And monitoring the internet, your emails, whatever communications you are receiving from friends and family. That was a means of self-preservation.
A. Yes. I wouldn't say I was glued to my computer screen watching this stuff, then there would be peaks and troughs of activity that I knew to be local, which coincided with, you know, the end of the work day, etc., but yes.
Q. You were fastidiously checking websites, Twitter, emails, your phone, for any potential

information that might avert your fear of an attack against you.
A. It's not about averting my fear of an attack. It was an attack on my property and me. They were planning how to enter my flat, posting pictures and cameras through the letterbox, photographing the inside, planning routes to go in, they broke into the gardens at the back of the communal building that I lived in and they were recording this, sharing information, posting it on H and on Discord. I would characterise it as an ongoing attack and ongoing targeting, and so it wasn't a case of, during that period, averting that; it was happening and what I did want to avert or be warned when, you know, they intended to launch a sort of, you know, you know, it was an ongoing thing and so what I did want to avert was my coming to any physical harm, having any kind of confrontation in the street, and also my concern for my neighbours.
Q. So we are clear on the dates, Mr Turner, your initial engagement with Mr Miller and then after Ms Power, who you had met

briefly - Ms Power you had met briefly before - did not occur until after the events concerning LD50.
A. Yes, that's correct.
Q. And that was 27 July 2019.
A. With the first claimant, not the second claimant, yes.
Q. The LD50.
A. Sorry, say that date again.
Q. The events concerning LD50 commenced around about 27 July 2018.
A. No, 27 July 2018 is -- Oh, are you talking about when I tweeted in passing about LD50?
Q. Yes.
A. Yes, and that's when the first claimant, who I didn't know to be the first claimant at that time, first started being abusive to me.
Q. And you had been suffering this abuse all the way up to the beginning of your engagement with Mr Miller and then your engagement with Ms Power. Yes?
A. Yes. The "He Will Not Divide Us" piece was actually ongoing. It was in Poland at that time, having been between being in

France where it had been attacked with a drone with a flaming petrol-doused rag attached to it, so these attacks were ongoing and the "He Will Not Divide Us" piece only finished at the end, came to its conclusion with the end of Trump's presidency on 20 January 2021.
Q. Do you accept that, given the unpleasant behaviour that you say you had experienced and the way that you reacted to it, your perception of what you allege to have been death threats may have been mistaken?
A. No, I think I became - I would agree that I was extremely vigilant and I became very attuned to the manner in which alt-right in particular speaks and the use of language and masking, often masking the sinister motives and speech in supposed irony such as the use of Pepe the Frog and the Groyper meme, etc.
Q. Your perception of receiving death threats was mistaken because it was coloured by your previous experience. That is correct, is it not?
A. No, it's not and I think I detail in my witness statement how when the first

claimant and his, I would describe, neo-reactionary milieu, first started attacking me in response to my passing mention of LD50 as a neo-Nazi - alt-right aka neo-Nazi gallery, which I think is true - their attacks on me were of an even more sinister and slightly different nature to the more common, you know, extremely nasty alt-right postings, which were of a more populist nature, if that is maybe the right term to use, whereas these attacks were in a more pompous and verbose and pseudointellectual and menacing nature, which clearly related to the alt-right and a strand of it, but a very specific one and so I think I had what I knew of the alt-right to date and then this was a sort of one step further in some sense in terms of the sinister nature.

Q. You did not stop to consider at all that you might be wrong about the way in which you perceived these tweets, did you?

A. On the contrary, all these tweets, I held them up and reviewed what they might mean and came to my conclusions after looking at all the facts and the milieu in which they

were operating. There was use of some terminology that was quite esoteric, let's say, and that I went down a lot of avenues reading as much as I could to find out actually what these were about and where they were coming from and what ideology they were positioned from.

Q. Wikipedia searches?

A. In some cases, Wikipedia searches, which Wikipedia is sometimes useful for then seeing what articles are cited on Wikipedia, which would then be reliable sources, shall we say, but also by that stage I had read, for example, the Shane Burley book - I think it is called "Fascism Today, what it is and how to stop it", which details the neo-reactionary movement in particular and accelerationalism, alongside the more, shall we say, mainstream alt-right, if that is not a contradiction in terms, and so I had a good basis of knowledge there. I would always look for academic and rigorous and reliable sources, primarily, but as is often the case, it is very easy to Google something and Wikipedia comes up and it's often your first

port of call; I would agree with that.

Q. Academic rigour? That is your evidence? Did I hear that correctly?

A. That I would look for searches when I was trying to find out what terminology that I hadn't come across, that I would seek out the most reliable sources possible, yes.

Q. My question was: "Academic rigour? Did I hear that correctly?"

A. Could you repeat the context in which -

Q. My question was: "Your answer" -

A. Yes.

Q. -- included the phrase, 'Academic rigour' when you were answering - when you were researching whether something was accurate".

A. Yes.

Q. That is your evidence. Let us just remind ourselves of some of the tweets, and it is volume 1, tab 31. It is in your witness statement and it is page 496. You go through the tweets at paragraph 144. I will just list them relatively briefly once everyone has got the page, but I am reading from your witness statement.

A. Yes.

Q. From paragraph 144 you mention the following tweets: "You're on the list now too", the Kalfu symbol. "What they don't know but will know." "They probably think I'm joking". "Blood" and "Watch your steps." Yes?

A. Yes.

Q. Those are the tweets that formed the basis of your allegation of death threats, are they, Mr Turner?

A. There was a tweet that followed one minute after the "Watch your steps" tweet, which is about me, so it comes a few paragraphs later, just to make plain that those tweets are bookended by tweets about me and those supporting me. The tweet that came one minute later is a quote tweet of one of my tweets and says, "Since art is dead it's become extremely easy to disguise police as artists." And he then goes on, but the bookending of that short succession of tweets which followed a wider stream that day of tweets attacking me made it plain that those were directed at me and the group supporting

me in defence of the antisemitic abuse that Ms Havers had been directing at me.
Q. Please could you go to tab 8, page 210? Do you have it, Mr Turner?
A. Yes.
MR WALKER: I am sorry -
MRS JUSTICE COLLINS RICE: Sorry, we are just doing a bit of technology, I think, to assist with the hearing.
MR WALKER: Oh, it's a hearing loop?
MRS JUSTICE COLLINS RICE: Yes.
MR WALKER: I want to be as accommodating as possible but I think I would be failing in my professional duties if I allowed a phone to go on to the platform where Mr Turner is and I think that is the suggestion. I mean no discourtesy to -
MRS JUSTICE COLLINS RICE: Is it a phone?
SPEAKER[?]: It is a phone -
MR WALKER: There is an app on it. I want to be as accommodating as I possibly can but I am not -
MRS JUSTICE COLLINS RICE: Would it help to sit somewhere else?

MS EVANS: I think perhaps if Mr Turner could keep his voice up a bit more - I think on our side it is sometimes quite hard to hear all of it.
MRS JUSTICE COLLINS RICE: You are quite softly spoken.
THE WITNESS: Yes, sorry, sorry.
MRS JUSTICE COLLINS RICE: Would you like to sit a little closer?
THE WITNESS: I can try getting closer to the microphone as well.
MRS JUSTICE COLLINS RICE: Yes, if you can.
MS EVANS: It doesn't pick up.
SPEAKER[?]: The loop has failed.
THE WITNESS: Oh, the loop's failed. Oh, I see. Sorry. What a shame.
MR WALKER: It is no problem. It is not inconvenient. Tab 8, page 210. Do you have it?
A. Yes.
Q. Marvellous. "You're on the list now too", tweet. Yes? Do you have it?
A. Yes.
Q. Okay. This was a quote tweet from an

account from another person called Katharina Ludwig. Can you see that?
A. Yes.
Q. So, it is not directed to you?
A. It is - the topic is of Katharina Ludwig's tweet. The topic of that is Ms Havas directing swastikas at an account that she believed to be me and that she was doing that from Germany where that is a criminal offence, I think.
Q. It is a - I am so sorry - I thought you had finished. It is a comment, "You're on the list now too" does not tag you. It is a comment on a quote tweet from someone else.
A. From someone else supporting me.
Q. It does not reference you.
A. Katharina Ludwig's tweet references Ms Havas who had directed swastikas at me so in that sense it is a reference to events concerning me.
Q. DCXTV is responding to that Tweet and replying to that person, do you accept that?
A. Yes, in the context of a stream of Tweets that day attacking me, naming me and attacking those such as Katherina Ludwig,

and I believe Megan Nolan, who Katherina Ludwig in that Tweet is replying to in relation to Deanna Havas' anti-Semitic targeting of me.
Q. Let's be clear. It was directed towards Katherina Ludwig?
A. Yes.
MRS JUSTICE COLLINS RICE: Who was the "you"?
A. Yes.
Q. You are on the list here.
A. I accept that, yes.
MR WALKER: Yes, because if we go to bundle 2, and you do not necessarily need to turn it up, but bundle 2, page 1530, paragraph 7, and I will just read it - it is a Tweet from you and it says - you say in your statement to police, Mr Miller, and this is what is called an MG11 ...
A. Yes.
Q. Within this statement - I am sorry, I have managed to not mark up my version - you say that the Tweet, "'You're on the list now, too' was directed towards a friend of mine called Katherina Ludwig." Do you accept

you said that?
A. The first claimant.
Q. Page 2, paragraph 7, the last paragraph: "These Tweets became more disturbing, with him, 'You're on the list now, too' towards a friend of mine called Katherina Ludwig"?
A. Yes.
Q. So, can we agree that it was not to you because that is what you said to the police?
A. That particular Tweet, yes, it refers to Katherina Ludwig.
Q. Thank you. Next, the symbol, Mr Turner, and that is a Kalfu symbol, is it not?
A. Yes.
Q. And it is a Haitian symbol, do you agree with that?
A. Yes.
Q. If we go to volume 5, tab 147 and the page number is 3943 for my Lady's reference. It is a bit blurry. Do you have the page?
A. Yes, I do.
Q. Are these direct messages through Twitter?
A. Yes.

Q. And this is with someone called Katie Elson Anderson?
A. Yes.
Q. This is a conversation between you and Miss Anderson about that symbol, is it not?
A. At the - yes, she asks what it is.
Q. "What is that symbol?" Yes? You are discussing with her what that symbol means, are you not?
A. Yes, there was a misunderstanding midway through that message because I hadn't seen the Kalfu symbol and I thought that she was referring to the X that was on the first claimant's account, but then I looked at it and ...
Q. Midway through this discussion, and you know what I am going to say, you have got the - you are discussing what the symbol means with her and at one point you say, "I think it's like an anti (triple brackets) symbol." First of all, so you did not know what the symbol meant?
A. Yes, that doesn't refer to the Kalfu symbol, which I hadn't seen at the time of the message. It referred to the X that at the

time the first claimant had no Twitter handle name, it was just an X and at the time I thought that meant that it was an Alt-Right symbol, which was sort of representing that they were sort of "cancelled" or beyond the realms of, to use their term, "Normies", which has Alt-Right and anti-Semitic connotations.
Q. So, on the basis of that, you are suggesting this triple brackets is anti-Semitic?
A. I was trying to assess what the X meant and I said I think it's like the ...
Q. We can see it, and we have heard the evidence from Mr Miller saying that the triple parenthesis is effectively an anti-Semitic reference.
A. Yes.
Q. So, you are speculating because you do not know whether it is anti-Semitic, but that is the immediate conclusion you draw?
A. Yes, speculating whether the X might be an anti-Semitic symbol, but I say I don't know.
Q. And you did not know what the Kalfu

symbol meant, did you?
A. No, I did not.
Q. The last entry on this page is a link to Wikipedia from your side of the conversation, correct?
A. Yes, it is.
Q. And that was your research, Wikipedia?
A. I did a reverse Google image search of the image, which turned up very few results, but that exact image was taken from Wikipedia, so the image itself was from Wikipedia.
Q. Because your starting point is that anti-Semitism must be the case, what you do is, you link - you deduced that the symbol had satanic connotations, correct?
A. No, the Wikipedia said, the Wikipedia page said that.
Q. Mr Turner, what I have to do is, I have to ask questions and if I ask them in a way that you do not understand, please say.
A. Yes.
Q. But what I endeavour to do is ask one question at a time.
A. Yes.

Q. So, you deduced that it had satanic connotations, correct?
A. I read that from the Wikipedia page, yes, correct.
Q. And you link that to The Occult War of Jelius Evola, correct?
A. Not at this stage, no.
Q. And you use it to support your claim of death threats and also anti-Semitism?
A. The Occult War, Jelius Evola, or the Anti-Semitic Conspiracy Theory War, which Jelius Evola translated and wrote the introduction to, and his subtitle is, "The Judeo-Masonic Plot to Rule the World", this is something which later the first claimant went on a reactionary podcast and declared, spoke at length on and declared that the Occult War is the true war, which is a deeply anti-Semitic statement. The Occult War can be thought in a sense as the sequel to the Protocols of the Elders of Zion, and it was published by Evola as the second, and translated as a sort of second volume to that in the 1930s, but that event comes later, but it contexualises further his subsequent anti-

Semitism. That podcast was released in February 2019 and this is happening on the 1st of August 2018.
Q. The question I asked you was - I think we had agreed that you Wickipedied the symbol, you found, you saw a reference to satanic connotations - and the question I asked was: you link that to The Occult War of Julius Evola and you use it to support your claim of death threats and anti-Semitism?
A. I link it to an interest in the occult and the first claimant's interest in the occult as the documents show is of an anti-Semitic nature, yes.
Q. It is a bit of a leap from a symbol that you did not know anything about, is it not, Mr Turner?
A. I wasn't making that leap then and I did not, I had not read around the occult war in particular there. My reading is the occult war specifically; I've read around Evola, but this is quite a thankfully esoteric anti-Semitic tome that only came after the first claimant started promoting this anti-Semitic conspiracy theory, the occult war, in

February 2019. So that leap is not something that is made here and there is no leap there because I think it is clear that such a symbol relates to voodoo and the occult and that sort of - those sort of interests.
Q. I think we can - in fact, there is a reference to the Wikipedia entry, but whilst I wait for that reference, you are not an expert in Haitian symbolism, are you?
A. No.
Q. And you have not lived or worked in Haiti.
A. No.
Q. And so we understand it properly, your perception gained from Wikipedia at the time and the other tweets led you to perceive the posting of this symbol as a death threat towards you.
A. Not the symbol alone but the symbol in the context of the tweets which came in quick succession that said: "You're on the list", that posted about me personally and those supporting me, that said: "You're on the list now too", posted that symbol and then the word - and I may be getting this

slightly out of sequence but it's all in my witness statement - the word "blood" all in capitals and they put there: "Watch your steps and they probably think I'm joking", and then another tweet about me and then another sequence of tweets directed at the small group of people in the art world who were tweeting to defend me in the face of anti-Semitic attacks. That is the meaning in context that I give it, but that symbol alone I was not giving that meaning.
Q. It is also a symbol of the guardian of the Crossroads, is it not?
A. Yes.
Q. You accept that.
A. Yes, it is in the - Yes.
Q. Because we can see that in the Wikipedia entry that we looked at, which is at volume 8 tab 420 6258. This was the satanic connotations that we discussed you got from Wikipedia. Correct?
A. Yes, it says it represents a young man or a demon, often syncretized with Satan.
Q. Yes. Where is the footnote? Of course, there is a link there that says "Satan" which

would take you to another page which explained to you on Wikipedia what Satan was. Where is the footnote about the Satanism?
A. There is not one.
Q. That is the extent of your academic rigour, is it not, Mr Turner? I think that is a convenient moment.
MS EVANS: Can he answer the question?
THE WITNESS: He hasn't let me answer that question. I think I researched further and there was not just this Wikipedia article that I looked into, and especially not before I went to the police. There were other - as I say, there were very few articles published about this particular symbol but I looked at multiple sources and they all said pretty much the same thing and gave the same description.
MR WALKER: Can you help us with the source, just overnight, so we can look at them.
A. I've looked recently. There's --
Q. Can you help us with the source?
A. Yes.

Q. So we can look at the source about that Haitian symbol and Satanism.
A. Yes.
MRS JUSTICE COLLINS RICE: Do you need to look it up?
A. Oh, sorry. I believe there's one other document in here.
MRS JUSTICE COLLINS RICE: Well, perhaps if we adjourn and the witness can identify the document and you can consider it overnight.
MR WALKER: If it is a bad point then I will resile from it.
MRS JUSTICE COLLINS RICE: Very good. So we are content, are we, to resume at 10.30 tomorrow? I am just sort of thinking where we squeeze the balloon in terms of the timing.
MS EVANS: I would tend to agree with my learned friend earlier and say ten o'clock might be sensible if he is still happy.
MR WALKER: That causes me no difficulty. I am in the court's hands.
MS EVANS: In your Lady's hands.
MRS JUSTICE COLLINS RICE: Let us do

that. I think if there is a hope of getting through this witness - do you think there is?
MS EVANS: I would say that is unlikely at the moment, but I will endeavour to try. I am seeking to ask closed questions.
MRS JUSTICE COLLINS RICE: If we are going over the weekend anyway, I sort of wonder what is to be gained by the half-hour.
MR WALKER: Yes. I am at page 16 of 75, so I do not think there is any chance.
MRS JUSTICE COLLINS RICE: Let us resume at 10.30 tomorrow, but I think when we close tomorrow we ought to take a realistic view of how the land lies next week on best information, because it sounds to me as if we are going to overrun by some margin.
MS EVANS: It is also the case, I should just remind my Lady, that one of our witnesses is a police officer, of course, and he may have timetabling issues. We will enquire. I assume he is already expecting it could be at some point on Monday. There is no fixed --
MRS JUSTICE COLLINS RICE: Please could you investigate, and perhaps between

you come up with a realistic prospect for next week's timetable, which will then be as set in stone as these things ever can be.
MS EVANS: I think we are happy to review that at lunch time maybe tomorrow.
MRS JUSTICE COLLINS RICE: That is very helpful, thank you. (To the witness) You have heard me give instructions to other witnesses and to explain why it is incredibly important that you do not discuss your evidence at all between leaving the box this evening and coming back tomorrow morning. Thank you very much. 10.30.
(16.34)
(The hearing adjourned until 10.30 a.m. on Friday, 06 October 2023)
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